

OFFICE OF THE CITY CLERK
OAKLAND


Oakland City Attorney's Office

2006 APR 25 PM 9:31 OAKLAND CITY COUNCIL
RESOLUTION No. _____, **79899** C.M.S.

INTRODUCED BY COUNCILMEMBER _____

REQUIRES TWO-THIRDS VOTE OF THE COUNCIL

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO AWARD A CONSTRUCTION CONTRACT TO RAY'S ELECTRIC, THE SOLE RESPONSIBLE AND RESPONSIVE BIDDER, FOR THE ROUTE 260 DEFICIENCY PLAN: OPERATIONAL IMPROVEMENTS ON JACKSON STREET AT 6TH AND 7TH STREETS PROJECT, FEDERAL PROJECT NO. CML-5012 (050), (CITY PROJECT NO. G170510/C232820) IN THE AMOUNT OF ONE HUNDRED SEVENTY-FIVE THOUSAND SIX HUNDRED TWENTY-FOUR DOLLARS AND FIFTY CENTS (\$175,624.50)

WHEREAS, on February 27, 2006, a sole bid was received by the Office of the City Clerk of the City of Oakland for the Route 260 Deficiency Plan: Operational Improvements on Jackson Street at 6th and 7th Streets Project, Federal Project No. CML-5012(050) (City Project No. C214510, C232820); and

WHEREAS, Ray's Electric, bidding as the prime contractor, submitted a responsible and responsive bid; and

WHEREAS, there are sufficient funds for the construction contract in Department of Transportation Fund (2116); Capital Improvement Projects – Traffic Engineering/Parking Organization (92246); Signal and Safety Devices Account (57412); and Jackson Street Operational Improvements Project (G170510); and Measure B – Bicycle/Pedestrian Fund (2212); Capital Improvement Projects – Traffic Engineering/Parking Organization (92246); Signal and Safety Devices Account (57412); and Pedestrian Count Down Signals (C232820); and

WHEREAS, the project has no specific goal for Disadvantaged Business Enterprise (DBE) participation; and

WHEREAS, Ray's Electric has 13.38% Disadvantaged Business Enterprise (DBE) participation; 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 safety and economy; and

WHEREAS, the City Council finds and determines that services under this contract 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 Route 260 Deficiency Plan: Operational Improvements on Jackson Street at 6th and 7th Streets Project, Federal Project No. CML-5012(050) (City Project No. C214510, C232820) is hereby awarded to Ray's Electric in accordance with terms of its bid, dated February 27, 2006, for the amount of one hundred seventy-five thousand six hundred twenty-four dollars and fifty cents (\$175,624.50); and be it

FURTHER RESOLVED: That the plans and specifications prepared by the Director of the Public Works Agency for the Route 260 Deficiency Plan: Operational Improvements on Jackson Street at 6th and 7th Streets Project, Federal Project No. CML-5012(050) (City Project No. C214510, C232820) are hereby approved; and be it

FURTHER RESOLVED: That the amount of the bond for faithful performance, \$175,624.50 (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, \$175,624.50 (100% of Contract), 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 all other bids are hereby rejected; 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, MAY 16 2006, 2006

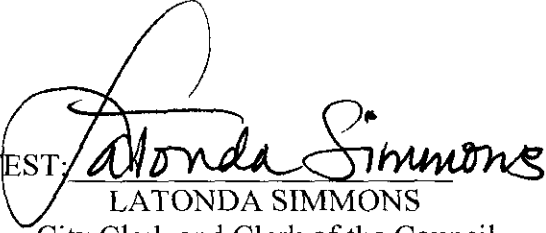
PASSED BY THE FOLLOWING VOTE:

AYES – BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND
PRESIDENT DE LA FUENTE – 8

NOES – 0

ABSENT – 0

ABSTENTION – 0

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