

APPROVED AS TO FORM AND LEGALITY

Farrah Hussein
CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO REDGWICK CONSTRUCTION CO. FOR THE 14TH AVE STREETScape PROJECT PHASES 1 & 3, PROJECT NO. 1004251, THE LOWEST, RESPONSIBLE, AND RESPONSIVE BIDDER IN ACCORDANCE WITH PROJECT PLANS, SPECIFICATIONS, STATE REQUIREMENTS, AND WITH CONTRACTOR'S BID IN THE AMOUNT OF SEVEN MILLION, TWO HUNDRED THIRTY-FIVE THOUSAND, EIGHT HUNDRED NINETY-SEVEN DOLLARS (\$7,235,897.00); AND ADOPTING APPROPRIATE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) FINDINGS

WHEREAS, the City of Oakland applied for and was awarded an Alameda County Transportation Commission Grant in the amount of \$29,971,000 in September 2017 (Resolution No. 86894 C.M.S.) of which \$6,600,000 was for the design and construction of the 14th Avenue Streetscape Project Phases 1 & 3 (the Project); and

WHEREAS, the improvements for the Project include sidewalk and median improvements, road diet, buffered bicycle lanes, pedestrian crossing improvements, Rectangular Rapid Flashing Beacons, curb ramps, curb extensions at intersections and transit stops, traffic signal improvements, and landscaping on 14th Avenue from East 8th Street to International Blvd. and from East 15th Street to East 27th Street.

WHEREAS, the Project was advertised on August 2, 2024, and two bids were received by the Office of the City Clerk on September 5, 2024; and

WHEREAS, Redgwick Construction Co. is deemed the lowest, responsible, and responsive bidder for the Project with a bid of \$7,235,897.00, and that the bid is compliant with the City's Equal Benefits Ordinance (EBO) and meet the L/SLBE requirement of 50% participation; and

WHEREAS, funds for the work are available in the following project accounts:

- Alameda County Transportation Commission (ACTC CIP), 14th Avenue Streetscape Project Phases 1 & 3 (No. 1004251), Construction Organization (92270) Alameda County Transportation Grant Fund (2214),

- Transportation Impact Fees (TIF), 14th Avenue Streetscape Project Phases 1 & 3 (No. 1004251), Construction Organization (92270), TIF Fund (2420); and

WHEREAS, the City Council finds and determines based on the representations set forth in the City Administrator’s report accompanying this Resolution that the construction contract approved hereunder is temporary in nature; and

WHEREAS, the City Council finds and determines that the City lacks the equipment and qualified personnel to perform the necessary work, that the performance of this contract is in the public interest because of economy or better performance and that this contract is of a professional, scientific or technical nature; 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 service; now, therefore, be it

RESOLVED: That all the preceding findings and determinations are hereby incorporated by reference and adopted herein by the Council; and be it

FURTHER RESOLVED: That the City Administrator is authorized to award a construction contract to Redgwick Construction Co., the lowest, responsible, and responsive bidder in accordance with project plans, specifications, state requirements, and contractor’s bid dated September 5, 2024, for the 14th Ave Streetscape Project Phases 1 & 3, Project No. 1004251, in the amount of seven million, two hundred thirty-five thousand, eight hundred ninety-seven dollars (\$7,235,897.00); and be it

FURTHER RESOLVED: That the successful contractor shall provide faithful performance bond and a bond to guarantee payment of all claims for labor and materials furnished and of the amount of 100% of the contract price and due under the Unemployment Insurance Act prior to execution of the contract; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to negotiate with the second lowest bidder and/or next lowest bidder for the same awarded amount, if the lowest bidder fails to return the complete signed contract documents and supporting documents within the days specified in the Special Provision without return to City Council; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to approve and execute any subsequent amendments or modifications of the contract within the limitation of the project specifications, extensions, payment requests, applications for permits, agreements and execute all related actions for the completion of the Project without return to the City Council; and be it

FURTHER RESOLVED: That the plans and specifications prepared for the Project, including any subsequent changes during construction, are/will be reviewed and adopted by the Director of the Department of Transportation, are hereby approved; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to reject all other bids; and be it

FURTHER RESOLVED: That the contract shall be reviewed and approved by the City Attorney for form and legality prior to execution and placed on file in the Office of the City Clerk; and be it

FURTHER RESOLVED: That the Council hereby finds and determines that the Project is exempt from the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080.25(b)(1) (pedestrian and bicycle facilities, including new facilities); and that the Project is also exempt from CEQA pursuant to CEQA Guidelines Sections 15301(c) (Existing Facilities, Highways, and Streets), 15302 (Replacement or Reconstruction), and/or 15061(b)(3) (No Significant Effect on the Environment); and each of the above exemptions provides a separate and independent basis for CEQA compliance; and be it

FURTHER RESOLVED: That the City Administrator shall file a Notice of Determination/Notice of Exemption with the Clerk of the County of Alameda for the Project that is named in this Resolution.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - FIFE, GALLO, JENKINS, KALB, KAPLAN, REID, RAMACHANDRAN, AND
PRESIDENT FORTUNATO BAS

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____

ASHA REED
City Clerk and Clerk of the Council of the
City of Oakland, California