

OAKLAND CITY COUNCIL

OFFICE OF THE CITY CLERK
OAKLAND

RESOLUTION No. 79324 C.M.S.

2005 JUN -2 PM 3: 03



INTRODUCED BY COUNCILMEMBER _____

Requires the two-thirds vote of the Council

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO INCREASE THE CHANGE ORDER LIMIT BY \$222,926.00 ON THE CONSTRUCTION CONTRACT WITH GRANITE CONSTRUCTION FOR THE ACORN-PRESCOTT NEIGHBORHOOD IMPROVEMENTS PHASE 2 PROJECT (PROJECT NO. P131620) FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$1,780,039.00

WHEREAS, the City Council approved Resolution No. 77856 C.M.S. on June 3, 2003, awarding a construction contract for the Acorn-Prescott Neighborhood Improvements Phase 2 Project (Project No. P131620) to Granite Construction for \$1,297,594.00; and

WHEREAS, the project specifications limit the cumulative increase to this construction contract to \$259,519.00 and any spending above this limit requires approval of the Council; and

WHEREAS, in order to negotiate and execute all remaining change orders to close out the project, an increase to the change order limit by \$222,926.00 is necessary; and

WHEREAS, funds are available from the Metropolitan Transportation Commission's Transportation for Livable Communities grant (Fund 2163, Project No. P131620); the Alameda County Congestion Management Agency's Congestion Mitigation and Air Quality grant (Fund 2116, Project No. G205710); and the Bay Area Air Quality Management District's Transportation Fund for Clean Air fund (Fund 2166, Project No. G205730); 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 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 service; now, therefore, be it

RESOLVED: That the City Administrator, or her designee, is authorized to increase the change order limit by \$222,926.00 on the construction contract for the Acorn-Prescott Neighborhood Improvements Phase 2 Project with Granite Construction; 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.

JUN 21 2005

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2005

PASSED BY THE FOLLOWING VOTE:

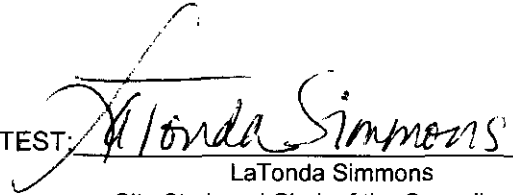
AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, ~~NADEL~~, QUAN, ~~REID~~ AND
PRESIDENT DE LA FUENTE - 6

NOES- 0

ABSENT- NADEL & REID - 2

ABSTENTION- 0

ATTEST:



LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California