CITY OF OAKLAND COUNCIL AGENDA REPORT

TO:

Office of the City Manager

ATTN:

Deborah Edgerly, Interim City Manager

FROM: DATE:

Public Works Agency

September 23, 2003

RE:

RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO ANDES CONSTRUCTION INC. FOR THE REHABILITATION OF SANITARY SEWERS AT VARIOUS LOCATIONS-OAK STREET, LOCARNO PATH, THE EASEMENT BETWEEN ACACIA AVENUE AND MARGARIDO DRIVE, POPLAR STREET, FLORIDA STREET, ALONG THE PATH BETWEEN LONGRIDGE AND SUNNYHILLS ROADS, AND THE EASEMENT BETWEEN MANZANITA DRIVE AND SKYLINE BOULEVARD (PROJECT NO. C171110) FOR THE AMOUNT OF ONE HUNDRED SEVENTY-FIVE THOUSAND SEVENTY-THREE DOLLARS

(\$175,073)

SUMMARY

A resolution has been prepared authorizing the City Manager to award a construction contract in the amount of \$175,073 to Andes Construction Inc. for the Rehabilitation of Sanitary Sewers at Various Locations-Oak Street, Locarno Path, the easement between Acacia Avenue and Margarido Drive, Poplar Street, Florida Street, along the Path between Longridge and Sunnyhills Roads, and the easement between Manzanita Drive and Skyline Boulevard (Project No. C171110). The work to be completed under this project is part of the City annual sanitary sewer rehabilitation program. The work is located in Council Districts: District 1 (Locarno Path), District 2 (Oak Street, along the Path between Longridge and Sunny Hills Roads), District 3 (Poplar Street), District 4 (Florida Street), District 6 (in an Easement at Skyline Boulevard).

FISCAL IMPACTS

Funding for this project is available in the Sewer Service Fund 3100; Organization 92244; Account 54711; Project C171110. The engineer's estimate for work is \$226,100.

BACKGROUND

On June 9, 2003, the City Clerk received the bids for this project in the amounts of \$175,073 and \$260,182 as shown in *Attachment A*. The lowest responsible bidder, Andes Construction Inc. with bid price of \$175,073, is recommended for award.

Company	Status	Location	Bid Amount
Andes Construction Inc.	SLBE	Oakland	\$175,073
Mosto Construction Inc.	SLBE	Oakland	\$260,182

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In general, the proposed work consists of installing liner, cured-in-place liner and in-place pipe expanding of 1,927 linear feet of 8" to 12" sewer main; rehabilitating approximately 20 sewer structures; rehabilitating 382 linear feet of house connection sewer, and installing approximately 22 house connection 2-way cleanouts as shown on the plans. This project meets the Mayor/City Council Goal and Citywide Objective to maintain and enhance Oakland's physical assets.

Under the proposed contract with Andes Construction Inc. the SLBE participation of \$175,073 (100%) exceeds the City's 50% LBE/SLBE goal. The contractor shows \$2,000 (100%) for trucking that exceeds the requirement for (50%) Local Trucking participation. The contractor received 5% credit for Joint Venture Preference or \$8,754 that made the total adjusted bid amount become \$166,319. The contractor is required to have 50% of the work hours performed by Oakland residents, and 50% of all new hires are 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 in *Attachment B*.

KEY ISSUES AND IMPACTS

Construction is scheduled to begin in October 2003 and should be completed by February 2004. The contract specifies \$500.00 in liquidated damages per calendar day if the contract completion time of 40 working days is exceeded. The project schedule is shown in *Attachment A*.

Staff has reviewed the submitted bid for this work and determined that the low bid is reasonable.

SUSTAINABLE OPPORTUNITIES

The replacement of the sanitary sewers will eliminate the possibility of sewer leakage and overflows and prevent potential harm to groundwater resources and the bay. The contractor will be required to make every effort to reuse clean fill materials and use recyclable concrete and asphalt products.

DISABILITY AND SENIOR CITIZEN ACCESS

There is no direct impact or benefit to seniors or people with disabilities.

RECOMMENDATION AND RATIONALE

It is recommended that the construction contract be awarded to Andes Construction Inc., the lowest responsible bidder, in the amount of \$175,073 for the Rehabilitation of Sanitary Sewers at Various Locations-Oak Street, Locarno Path, the easement between Acacia Avenue and

Various Locations-Oak Street, Locarno Path, the easement between Acacia Avenue and Margarido Drive, Poplar Street, Florida Street, along the Path between Longridge and Sunnyhills Roads, and the easement between Manzanita Drive and Skyline Boulevard (Project No. C171110). Andes Construction Inc. has met the LBE/SLBE requirements, 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,

CLAUDETTE R. FORD

Director, Public Works Agency

Reviewed by:

Raul Godinez II, P.E.

Assistant Director, Public Works Agency

Design & Construction Services

Prepared by:

Fuad Sweiss, Supervising Civil Engineer

Engineering Design Division

APPROVED AND FORWARDED TO THE PUBLIC WORKS COMMITTEE:

OFFICE OF THE CITY MANAGER

Item #: Public Works Committee 9/23/03

Attachment A

Rehabilitation of Sanitary Sewers at Various Locations-Oak Street, Locarno Path, the easement between Acacia Avenue and Margarido Drive, Poplar Street, Florida Street, along the Path between Longridge and Sunnyhills Roads and the easement between Manzanita Drive and Skyline Boulevard (Project No. C171110)

List of Bidders

Company	Status	Location	Bid Amount
Andes Construction Inc.	SLBE	Oakland	\$175,073
Mosto Construction Inc.	SLBE	Oakland	\$260,182

Project Schedule

				2002				2003				2004
Task Name	Start	Finish	Qtr 4	Qtr 1	Qtr 2	Qtr 3	Qtr 4	Qtr 1	Qtr 2	Qtr 3	Qtr 4	Qtr 1
Project No. C171110	Mon 9/2/02	Fri 12/19/03				T					-	
Pre-Design	Mon 9/2/02	Wed 1/1/03		1				Ь		1		
Design	Thu 1/2/03	Tue 3/25/03		2					7			
Bid/Award	Wed 3/26/03	Thu 9/25/03		= = = =						· .	1	
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Construction	Mon 10/27/03	Fri 12/19/03		-						-		
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Attachment B

Item #: ______ Public Works Committee 9/23/03

Contract Compliance and Employment Services Division Office of the City Manager

Memo

To:

Stephanie Montgomery

From:

Deborah Barnes, Manager With MB

Contract Compliance and Employment Services

Date:

June 16, 2003

Re:

Compliance Reevaluation - Sanitary Sewer - Oak Street, Locarno Path,

Easement Between Acacia Avenue & Margarido Drive (C171110)

Contract Compliance & Employment Services (CC&ES) reviewed the two bids received for the above referenced project.

The L/SLBE participation is listed below:

Company Name	<u>LBE</u>	<u>SLBE</u>	<u>Total</u>	Trucking
Andes Construction	0%	100%	100%	
Mosto Construction	0%	75%	75%	100%

Both firms exceeded the 50% goal.

Should you have any questions please contact Vivian Inman at extension 6261.

cc: Vivian Inman

> Public Works Committee September 23, 2003

Coakland, Callo

CONTRACT COMPLIANCE AND EMPLOYMENT SERVICES DIVISION OFFICE OI HE CITY MANAGER

Contract Compliance Evaluation Form

Project No.: <u>C17</u>	1110 Project Name:	Sanitary Sewer - Oak Street, Locarno Path Acacia Avenue & Margarido Drive, Popla Along the Path Between Longridge & Sur	r Street, Florida Street,
Bid Opening Date:	6/9/2003	Engineer Estima	te: \$226,100
Contractor: And	les Construction	Contractor's bid amou	
5% credit for 1	LBE/SLBE Preference:	5% of the TOTAL BID Amount: =	
5% credit for Join	t Venture Preference:	Calculation Amount.: \$175,073	X 5% =
5% credit for Ment	or Protégé Preference:	If yes, 5% is added to the overall To	tal LBE percentage goal.
ADJUSTED LBE %	TOTAL:	ADJUSTED BID TOTAL: \$175,073	
1. Did the Cont	ractor meet the LBE/SLBE goals?	Yes	
a) %	of LBE participation 0.00%		
b) %	of SLBE participation 100.00%		
2. Did the Cont	ractor meet the Trucking goal?	Yes	
a) %	of local trucking participation	100%	
	rere not met, did the contractor material reasons for failure to meet GFE	neet the Good Faith Effort (GFE) requirem	ents?
	on completed and forwarded to to to the compliance with all LBE/S		6/16/2003 explain below)
Reviewing Officer: Approved By:	Believed Bline	Date: Date:	6/16/2003 6/17/2103

LBE/SLBE PARTICIPATION

Lowest Bidder

Pro	Project Name:	ne: Sanitary Sewer - Oak Street, Locarno Path, Easement Between Acacla Avenue & Margarido Drive, Poplar Street, Florida Street, Along the Path Between Longridge Sunnyhills Roads and Easement between Manzanita Drive & Skyline Blvd.	s Street, Locar blar Street, Flo d Easement b	no Path, rida Stre stween N	Easement E et, Along thu fanzanita Di	Setween Acac e Path Betwe rive & Skyline	sement Between Acacta Avenue & Along the Path Between Longridge & zantta Drive & Skytine Blvd,	 24		Engineer Estimate: Bid Amount:	nate: unt:	\$226,100 \$175,073		΄,
a.	Project No.:									Difference	nce:	<\$51.027>	^	
TRADE	Line #	Prime and Subs	LOCATION	Cert. Status	LBE	SLBE	TOTAL LBE/SLBE	Local Trucking	Trucking	TOTAL BID \$ Amount	STH.	MBE	WBE	
Prime	-	Andes Construction	Oakland	CB		\$170,073	\$170,073			\$170,073.00	Ξ	\$170,073		1
Saw Cutting	2	Bay Line Construction	Oakland	CB		\$3,000	\$3,000			\$3,000.00	Ξ	\$3,000		
Trucking	6	KM Transport	Oakland	83		\$2,000	\$2,000	\$2,000	\$2,000	\$2,000.00	AA	\$2,000		
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				Project Subtotals :	0.00%	\$175,073 100.00%	100.00%	\$2,000 100%	\$2,000	\$175,073		\$175,073 100.00%	%	
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5% credit i	for John	5% credit for Joint Venture Preference:			Calculation	culation Amount.: \$175,073	175,073	×	5% =					l
5% credit for	r Mentor	5% credit for Mentor Protégé Preference:		If yes, 5	% is added	to the overall	If yes, 5% is added to the overall Total LBE percentage goal	centage goal	-1					l
				ADJUSTED	ED LBE % TOTAL:	TOTAL:			ADJUSTED	TED BID TOTAL:		\$175,073	73	
GOALS: The 50% ALL Li An SLBE firm ca only be counted 50% of the ALL	BE goal an be α l up to 1	GOALS: The 50% ALL LBE goal is a combination of 15% LBE and 35% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% goal. LBE firms can only be counted up to 15% of the total contract amount. The Local Trucking goal is 50% of the ALL trucking contract amount.	BE and 35% { eving 50% goa. nount. The L	SLBE par LLBE 1 ocal Truc	rticipation. Irms can cking goal is	11.05KW: A11.28E X1.8E I 18E I 18E I 18E		All certified Local and Small Local Businesses Local Business Enterprise Small Local Business Enterprise Local Trucking Businesses	rsinesses (B UB AA H	Certified Business Uncertified Business Africas American Hispanic American Asian American	NA Natio C Cauc Abe Mino Wbe Wom	Mativa American Caucasian Minority Business Enterprise Woman Business Enterprise	5. 6	ł.
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CONTRACT COMPLIANCE AND EMPLOYMENT SERVICES DIVISION OFFICE OF LAE CITY MANAGER

Contract Compliance Evaluation Form

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Project No.: C171110	Project Name:	Sanitary Sewer - Oak Street, Locarno Pa Acacia Avenue & Margarido Drive, Pop	olar Street, Florida Street.
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Bid Opening Date: 6/9/2003		Engineer Esti	mate: \$226,100
Contractor: <u>Mosto Construction</u>		Contractor's bid am	ount: \$260,182
5% credit for LBE/SLBE Prefe		5% of the TOTAL BID Amount: =	_
5% credit for Joint Venture Prefe	rence:	Calculation Amount.:	X 5% =
5% credit for Mentor Protégé Prefe	erence:	If yes, 5% is added to the overall	Total LBE percentage goal.
ADJUSTED LBE % TOTAL:		ADJUSTED BID TOTAL: \$260,182	
1. Did the Contractor meet the	LBE/SLBE goals	Yes Yes	
a) % of LBE particip	ation 0.00%		
b) % of SLBE partici	pation 75.40%		
2. Did the Contractor meet the	Trucking goal?	Yes	
a) % of local truckin	g participation	100%	
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(If no, explain reasons for failure		time Good Faith Lifett (GFE) requirmen	ats:
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4. Date evaluation completed a	nd forwarded to	Contract Admin/Initiating Dept.	6/16/2003
5. Is the contractor in compliance	ce with all LBE/	SLBE requirements? Yes (If	no, explain below)
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Reviewing Officer:		Date:	6/16/2003
Approved By:	Bun	Date:	6/17/2003
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LBE/SLBE PARTICIPATION

2nd Bidder

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OAKLAND CITY COUNCIL

RESOLUTION NO	C.M.S.

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OFFICE OF THE O	TY CLEDY
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INTRODUCED BY COUNCILMEMBER

Requires two-thirds vote of the Council

RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO ANDES CONSTRUCTION INC. FOR THE REHABILITATION OF SANITARY SEWERS AT VARIOUS LOCATIONS-OAK STREET, LOCARNO PATH, THE EASEMENT BETWEEN ACACIA AVENUE AND MARGARIDO DRIVE, POPLAR STREET, FLORIDA STREET, ALONG THE PATH BETWEEN LONGRIDGE AND SUNNYHILLS ROADS, AND THE EASEMENT BETWEEN MANZANITA DRIVE AND SKYLINE BOULEVARD (PROJECT NO. C171110) FOR THE AMOUNT OF ONE HUNDRED SEVENTY-FIVE THOUSAND SEVENTY-THREE DOLLARS (\$175,073)

WHEREAS, the Rehabilitation of Sanitary Sewers at Various Locations-Oak Street, Locarno Path, the easement between Acacia Avenue and Margarido Drive, Poplar Street, Florida Street, along the Path between Longridge and Sunnyhills Roads, and the easement between Manzanita Drive and Skyline Boulevard (Project No. C171110), is consistent with the Mayor/City Council Goal and Citywide Objective to maintain and enhance Oakland Physical Assets; and

WHEREAS, on June 9, 2003, two bids were received by the Office of the City Clerk of the City of Oakland for the Rehabilitation of Sanitary Sewers at Various Locations-Oak Street, Locarno Path, the easement between Acacia Avenue and Margarido Drive, Poplar Street, Florida Street, along the Path between Longridge and Sunnyhills Roads, and the easement between Manzanita Drive and Skyline Boulevard (Project No. C171110); and

WHEREAS, Andes Construction Inc. a certified SLBE bidding as a prime is the lowest responsible bidder for the project; and

WHEREAS, Andes Construction Inc. complies with all LBE/SLBE requirements; and

WHEREAS, there are sufficient funds in Fund 3100, Project C171110, for the contract work; 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 or better performance; 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 Rehabilitation of Sanitary Sewers at Various Locations-Oak Street, Locarno Path, the easement between Acacia Avenue and Margarido Drive, Poplar Street, Florida Street, along the Path between Longridge and Sunnyhills, Roads, and the

easement between Manzanita Drive and Skyline Boulevard is hereby awarded to Andes Construction Inc. in accordance with the terms of its bid therefore, dated June 9, 2003, for the amount of One Hundred Seventy-Five Thousand Seventy-Three Dollars (\$175,073); and be it

FURTHER RESOLVED: That the amount of the bond for faithful performance, \$87,536.50 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, \$175,073 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 Andes Construction Inc. on behalf of the City of Oakland and to execute any amendments or modifications to said agreement 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,	, 20
PASSED BY THE FOLLOWING VOTE:	
AYES- BROOKS, BRUNNER, CHANG, NADEL, O PRESIDENT DE LA FUENTE	QUAN, REID, WAN AND
NOES-	
ABSENT-	
ABSTENTION-	
	ATTEST:
	CEDA FLOYD City Clerk and Clerk of the Council

of the City of Oakland, California

Public Works Committee
September 23, 2003