

OFFICE OF THE CITY CLERK
OAKLAND
2010 APR 29 PM 7:41

Approved as to Form and Legality


City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. 82747 C.M.S.

Introduced by Councilmember _____

RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO BELIVEAU ENGINEERING CONTRACTORS, INC. FOR ON-CALL CITYWIDE EMERGENCY ROADWAY REPAIRS (PROJECT NUMBER C369910) IN THE AMOUNT OF THREE HUNDRED NINETY-THREE THOUSAND THREE HUNDRED FIFTY-EIGHT DOLLARS (\$393,358.00) OVER A TWELVE-MONTH TERM

WHEREAS, on February 25, 2010, the City Clerk received four bids for the On-Call Citywide Emergency Roadway Repairs (Project No. C369910) twelve-month term contract; and

WHEREAS, Beliveau Engineering Contractors, Inc., a certified SLBE bidding as a prime, is deemed the lowest responsive and responsible bidder for the project; and

WHEREAS, there are sufficient funds in the project budget for the work. Funding for this project is available in the following project account:

- Measure B – ACTIA Fund (2211) under Capital Project for unplanned repair of roadways damaged by slides, storm damage, and other emergencies; Streets and Structures Design Organization (92242); Street Construction Account (57411); Project C369910; 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, Beliveau Engineering Contractors, Inc. complies with all LBE/SLBE and trucking requirements; 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 On-Call Citywide Emergency Roadway Repairs (Project No. C369910) is hereby awarded to Beliveau Engineering Contractors, Inc. in accordance with plans and specifications for the project and the terms of its bid therefore, dated December 2009, for the amount of three hundred ninety-three thousand three hundred fifty-eight dollars (\$393,358.00) over a twelve-month term; and be it

FURTHER RESOLVED: That the plans and specifications prepared by the Deputy Director of the Community and Economic Development Agency for this project are hereby approved; and be it

FURTHER RESOLVED: That the amount of the bond for faithful performance, \$393,358.00, 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, \$393,358.00, with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That the City Administrator, or his designee, is hereby authorized to enter into a contract with Beliveau Engineering Contractors, 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.

IN COUNCIL, OAKLAND, CALIFORNIA, MAY 18 2010, 20

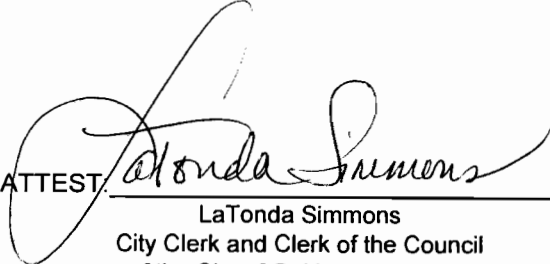
PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT BRUNNER --- 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

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