

CITY OF OAKLAND
AGENDA REPORT

FILED
OFFICE OF THE CITY CLERK
OAKLAND

09 JUL -2 PM 7:09

TO: Office of the City Administrator
ATTN: Dan Lindheim
FROM: Community and Economic Development Agency
DATE: July 14, 2009

RE: **Resolution Awarding A Construction Contract To Ray's Electric For The Citywide Traffic Signal Project (City Project Nos. C313610, C318110, C269410, C318010, C159610) For Traffic Signal Installations At The Intersections of International Boulevard At 36th Avenue, Seminary Avenue At Avenal Avenue, Piedmont Avenue At Linda Avenue, And The Installation Of Pedestrian Countdown Modules At Various Locations In Accord With Project Plans and Specifications and Contractor's Bid In The Total Amount Of Seven Hundred Fourteen Thousand Three Hundred Thirty-Four Dollars (\$714,334.00)**

SUMMARY

A resolution has been prepared awarding a construction contract to Ray's Electric for the Citywide Traffic Signal Projects (City Project Nos. C313610, C318110, C269410, C318010, C159610) for traffic signal installations at International Boulevard at 36th Avenue, Seminary Avenue at Avenal Avenue, Piedmont Avenue at Linda Avenue, and the installation of pedestrian countdown modules at various locations in the total amount of seven hundred fourteen thousand three hundred thirty-four dollars (\$714,334.00).

All of the projects were approved in the 2005-2007 and 2007-2009 Capital Improvement Programs. The project includes improvements citywide, in City Council Districts one (1) to seven (7). Funds for the projects in the total amount of \$714,334.00 are available for this project from Measure B funds.

FISCAL IMPACT

Approval of the resolution will award a construction contract to Ray's Electric in the amount of \$714,334.00.

Funds are available in the following accounts:

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International Boulevard and 36th Avenue

- Measure B Fund (2212), Capital Improvement Projects, Transportation Services Division, Organization (92246), Signal and Safety Account (57412), Project (C318110), in the amount of \$240,408.30.

Seminary Avenue and Avenal Avenue

- Measure B Fund (2211), Capital Improvement Projects, Transportation Services Division, Organization (92246), Signal and Safety Account (57412), Project (C313610), in the amount of \$148,952.00.

Piedmont Avenue at Linda Avenue

- Measure B Fund (2211), Capital Improvement Projects, Transportation Services Division, Organization (92246), Signal and Safety Account (57412), Project (C269410), in the amount of \$119,059.00.
- Measure B Fund (2230); Capital Improvement Projects, Transportation Services Division, Organization (92246), Street Construction Account (57411), Project (C159610), in the amount of \$85,000.00.
- Paygo Fund from District 1 for ornamental signal pole and lighting hardware in the amount of \$40,000.00

Pedestrian Countdown Modules at Various Locations

- Measure B Fund (2212), Capital Improvement Projects, Transportation Services Division, Organization (92246), Signal and Safety Account (57412), Project (C318010), in the amount of \$149,204.00.

A total amount of \$714,334.00 is the bid for the project. A total amount of \$782,623.00 including 9.56% contingency of \$68,289.00 is available in the Signal Safety Account (57412) and Street construction Account (57411).

Implementation of this project will increase annual operation and maintenance costs by an estimated \$9,000.00.

BACKGROUND

The project consists of the installation of traffic signals at the intersections of International Boulevard at 36th Avenue, Seminary Avenue at Avenal Avenue, Piedmont Avenue at Linda Avenue, and the installation of pedestrian countdown modules at various locations Citywide. On April 16, 2009, the following six (6) bids were received for the project:

Responsive Bidder:

- Ray's Electric (Oakland): \$714,334.00

Non Responsive Bidders:

- St Francis Electric (San Leandro): \$589,563.00

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- Tennyson Electric, Inc. (Livermore): \$652,540.00
- Steiny and Company (Vallejo): \$673,737.00
- W.Bradley Electric (Novato): \$698,507.00
- Phoenix Electric (San Francisco): \$927,783.25

On May 20, 2009, the Office of the City Administrator, Contract Compliance & Employment Services Division determined that Ray's Electric exceeded the 20% L/SLBE Program participation requirement. The remaining five (5) bidders did not meet the L/SLBE Program requirements.

All firms, with the exception of Tennyson Electric, are compliant with the Equal Benefit Ordinance. Ray's Electric has been determined to be the lowest responsible and responsive bidder, and is recommended for award of the construction contract.

The Contract Compliance & Employment Services Division memos and evaluation forms are provided in *Attachment A* and *Attachment B*.

KEY ISSUES AND IMPACTS

Execution of a contract will take approximately one (1) month, resulting in a projected construction start date of September 2009. With construction scheduled for 80 working days, the project is expected to be completed by January 2010. However, the expected contract completion date may vary due to the lead time for material procurement, unforeseeable construction conditions, and inclement weather. The contract specifies that the contractor will be assessed \$500.00 in liquidated damages per working day if the construction schedule of 80 working days is exceeded, taking into account inclement weather. The Resident Engineer assigned to this construction project will monitor the contractor's progress to ensure the project is completed in a timely manner.

PROJECT DESCRIPTION

The project consists of the installation of new traffic signals at the three intersections of International Boulevard at 36th Avenue, Seminary Avenue at Avenal Avenue, Piedmont Avenue at Linda Avenue and the installation of pedestrian countdown modules at various locations citywide as shown in *Attachment D*. The projects were approved by the City Council in the 2005-2007 and 2007-2009 Capital Improvement Programs.

The new traffic signals will be fully actuated with safety lights, accessible pedestrian signals, video detection system, emergency vehicle preemption, global positioning system, internally illuminated street name signs, and curb ramps in compliance with the Americans with Disabilities Act. The new traffic signals and pedestrian countdown signals will improve access and safety for all modes of transportation.

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EVALUATION OF PAST PERFORMANCE

Past performance records indicate that the recommended contractor's (Ray's Electric) performance is satisfactory. See *Attachment C* for the latest performance evaluation.

SUSTAINABLE OPPORTUNITIES

Economic: The improvements will have a positive impact on the local economy by improving vehicular and pedestrian safety, and the associated reduction of costs of injuries and property damage. The work will be done by a local construction firm, resulting in commensurate local benefits.

Environmental: The improvements to pedestrian facilities will aid in making walking a more attractive mode of transportation, thereby encouraging reduction in automobile usage and reducing vehicle emissions.

Social Equity: The improvements will improve overall living conditions by providing greater accessibility and safety to pedestrians. Senior citizens, persons with disabilities and children will especially benefit from these improvements.

DISABILITY AND SENIOR CITIZEN ACCESS

This project includes accessibility improvements such as tactile pedestrian pushbuttons with audible units and wheelchair ramps with detectable warning domes, which will assist senior citizens and persons with disabilities.

RECOMMENDATION AND RATIONALE

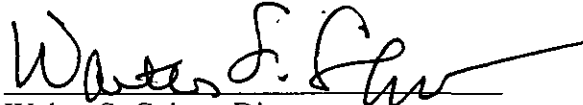
Staff recommends that the City Council approve the resolution awarding a construction contract to Ray's Electric for the Citywide Traffic Signal Project in the amount of \$714,334.00.

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ACTION REQUESTED OF THE CITY COUNCIL

Staff recommends that the City Council approve the resolution.

Respectfully submitted,



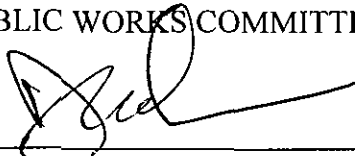
Walter S. Cohen, Director
Community and Economic Development Agency

Reviewed by:
Michael J. Neary, P.E.
Deputy Director
Community and Economic Development Agency

Wladimir Wlassowsky, P.E.
Transportation Services Division Manager

Prepared by:
Ade Oluwasogo, P.E.
Supervising Transportation Engineer

APPROVED AND FORWARDED TO THE
PUBLIC WORKS COMMITTEE:



Office of the City Administrator

Item: _____
Public Works Committee
July 14, 2009



Memo

Department of Contracting and Purchasing

Social Equity Division

To: Mohamed Alaoui - Project Manager
From: Sophany Hang - Acting Contract Compliance Officer
Through: Deborah Barnes - DC & P Director
 Shelley Darensburg - Sr. Contract Compliance Officer *S. Darensburg*
CC: Gwen McCormick - Contract Administrator Supervisor
Date: May 20, 2009
Re: C313610, C318110, C269410, C318010, and C159610- Citywide Traffic Signal Installation-Including Bid Alternates Nos. 1 through 13.

The Department of Contracting and Purchasing (DC&P), Division of Social Equity, reviewed six (6) bids in response to the above referenced project. Below is the outcome of the compliance evaluation for the minimum 20% Local and Small Local Business Enterprise (L/SLBE) participation requirement, a preliminary review for compliance with the Equal Benefits Ordinance (EBO), and a brief overview of the lowest responsible bidder's compliance with the 50% Local Employment Program (LEP) and the 15% Oakland Apprenticeship Program on the bidder's most recently completed City of Oakland project.

Responsive		Proposed Participation				Earned Credits and Discounts			Banked Credits Eligibility	EBO Compliant? Y/N
Company Name	Original Bid Amount	Total LBE/SLBE	LBE	SLBE	Trucking	Total Credited participation	Earned Bid Discounts	Adjusted Bid Amount		
Ray's Electric	\$719,164	64.86%	2.55%	62.36%	NA	64.91%	5%	\$674,485	1%	Y

Comments: As noted above, Ray's Electric met and/or exceeded the minimum 20% Local/Small Local Business Enterprise participation requirement. Per the project manager, trucking is not warranted on this project. However, they listed \$1,360 trucking dollars amount. The firm is EBO compliant.

Non-Responsive		Proposed Participation				Earned Credits and Discounts			Banked Credits Eligibility	EBO Compliant? Y/N
Company Name	Original Bid Amount	Total LBE/SLBE	LBE	SLBE	Trucking	Total Credited participation	Earned Bid Discounts	Adjusted Bid Amount		
Steiny & Company	\$694,187	17.86%	0.00%	17.86%	NA	0%	0%	\$0	0%	Y
W. Bradley Electric, Inc.	\$697,987	8.02%	0.00%	8.02%	NA	0%	0%	\$0	0%	Y
St. Francis Electric	\$759,233	0.00%	0.00%	0.00%	NA	0%	0%	\$0	0%	Y
Tennyson Electric, Inc.	\$870,757	19.24%	11.20%	8.04%	NA	0%	0%	\$0	0%	N
Phoenix Electric Company	\$913,021	17.31%	2.30%	15.01%	100%	0%	0%	\$0	0%	Y



Comments: As noted above, all contractors failed to meet the minimum 20% L/SLBE participation requirement. Therefore, they are deemed non-responsive.

For Informational Purposes

Listed below is the lowest responsible bidder's compliance with the 50% Local Employment Program (LEP) and the 15% Oakland Apprenticeship Program for the lowest bidder's most recently completed City of Oakland project.

Contractor Name: Ray's Electric
Project Name: Safe Routes To School Cycle 6 Project at E.12th St and 4th Ave
Project No. C282891

50% Local Employment Program (LEP)

Was the 50% LEP Goal achieved?	Yes	If no, shortfall hours?	NA
Were all shortfalls satisfied?	Yes	If no, penalty amount	NA

15% Oakland Apprenticeship Program

Was the 15% Apprenticeship Goal achieved?	Yes	If no, shortfall hours?	NA
Were shortfalls satisfied?	Yes	If no, penalty amount?	NA

The spreadsheet below provides details of the 50% LEP and 15% Apprenticeship Programs. Information provided includes the following data: A) total project hours, B) core workforce hours deducted, C) LEP project employment and work hour goal; D) LEP employment and work hours achieved; E)# resident new hires; F) shortfall hours; G) percent LEP compliance; H) total apprentice hours; I) apprenticeship goal and hours achieved; and J) Apprentice shortfall hours.

Total Project Hours	50% Local Employment Program (LEP)							15% Apprenticeship Program				
	Core Workforce Hours Deducted	LEP Project Employment and Work Hours Goal		LEP Employment and Work Hours Achieved		# Resident New Hires	Shortfall Hours	% LEP Compliance	Total Oakland Apprenticeship Hours Achieved	Apprenticeship Goal and Hours		Apprentice Shortfall Hours
		Goal	Hours	Goal	Hours					Goal	Hours	
A	B	C	D	E	F	G	H	I	J			
2895	1448	50%	724	100%	2457	0	0	100%	422	15%	217	0

Comments: Ray's Electric exceeded the Local Employment Program's 50% resident hiring goal with 100% resident employment and met the 15% Oakland Apprenticeship Program goals with 211 on-site hours and 211 off-site hours.

Should you have any questions, you may contact Sophany Hang at (510) 238-3723.



DEPARTMENT OF CONTRACTING AND PURCHASING

Social Equity Division

PROJECT EVALUATION FORM

PROJECT NO.: C313610, C318110, C269410, C318010, C159610

PROJECT NAME: Citywide Traffic Signal Installation

CONTRACTOR: Ray's Electric

Engineer's Estimate:	Contractors' Bid Amount	Over/Under Engineer's Estimate
\$805,801	\$719,164	\$86,637

Discounted Bid Amount:	Amount of Bid Discount	Discount Points:
\$683,206	\$35,958	5%

1. Did the 20% requirements apply? **YES**
2. Did the contractor meet the 20% requirement? **YES**
 - b) % of LBE participation **2.55%**
 - c) % of SLBE participation **62.36%**
3. Did the contractor meet the Trucking requirement? **NA**
 - a) Total SLBE/LBE trucking participation **0%**
4. Did the contractor receive bid discounts? **YES**
(If yes, list the percentage received) **5%**
5. Additional Comments.

5/20/2009

Date

**Reviewing
Officer:**

Edna Hays

Date:

5/20/09

Approved By:

Shelley Dorensburg

Date:

5/20/09

LBE/SLBE PARTICIPATION BIDDER 3

Project Name: Citywide Traffic Signal Installation

Project No.: C313610, C318110, C269410, C318010, C159610		Engineers Est: \$805,801			Under/Over Engineers Estimate: \$86,637								
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total LBE/SLBE	L/SLBE Trucking	Total Trucking	TOTAL Dollars	For Tracking Only			
										Ethn.	MBE	WBE	
Prime	Ray's Electric	Oakland	CB		437,974	437,974			437,974	C			
Striping Signage	Lineation	Oakland	CB		10,485	10,485			10,485	C			
Saw Cutting	Bayline Concrete Cutting & Coring, Inc.	Oakland	CB	3,360		3,360			3,360	H	3,360		
Material Haul	Williams Trucking	Oakland	UB						1,360	AA	1,360		
Off Trucking	Central Concrete	Oakland	CB	15,000		15,000			15,000	C			
Concrete Supplier	Jam Services	Livermore	UB						250,985	C			
Traffic Signal Equipments													
Project Totals				\$18,360	\$448,459	\$466,819	\$0	\$0	\$719,164		\$4,720	\$0	
				2.55%	62.36%	64.91%	100%	100%	100%		0.66%	0%	
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 10%	SLBE 10%	TOTAL LBE/SLBE	20% LBE/SLBE TRUCKING			Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership			
LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise									

DEPARTMENT OF CONTRACTING AND PURCHASING



Social Equity Division

PROJECT EVALUATION FORM

PROJECT NO.: C313610, C318110, C269410, C318010, C159610

PROJECT NAME: Citywide Traffic Signal Installation

CONTRACTOR: Steiny & Company

Engineer's Estimate: \$805,801	Contractors' Bid Amount \$694,187	Over/Under Engineer's Estimate \$111,614
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Discounted Bid Amount: \$0	Amount of Bid Discount \$0	Discount Points: 0%
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1. Did the 20% requirements apply? **YES**
2. Did the contractor meet the 20% requirement? **NO**
 - b) % of LBE participation **0.00%**
 - c) % of SLBE participation **17.86%**
3. Did the contractor meet the Trucking requirement? **NA**
 - a) Total SLBE/LBE trucking participation **0%**
4. Did the contractor receive bid discounts? **NO**

(If yes, list the percentage received) **0%**
5. Additional Comments.

Contractor failed to meet the minimum 20% L/SLBE participation requirement. Therefore, they are deemed non-responsive.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

5/20/2009

Date

Reviewing Officer:

Debra Hays

Date:

5/20/09

Approved By

Shelley Dorensburg

Date:

5/20/09

LBE/SLBE PARTICIPATION BIDDER 1

Project Name: **Citywide Traffic Signal Installation**

Project No.: C313610, C318110, C269410, C318010, C159610		Engineers Est: \$805,801				Under/Over Engineers Estimate: \$111,614				For Tracking Only		
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total LBE/SLBE	L/SLBE Trucking	Total Trucking	TOTAL Dollars	Ethn.	MBE	WBE
Prime	Steiny & Company	Vallejo	UB						552,842	C		
Rock Wheeling	Advance Cutting + Paving	San Jose	UB						9,000	NL		
Striping	Bay Side	Petaluma	UB						8,345	NL		
Concrete	AJW Construction	Oakland	CB		124,000	124,000			124,000	H	124,000	
Project Totals				\$0	\$124,000	\$124,000	\$0	\$0	\$694,187		\$0	\$0
				0%	17.86%	17.86%	0%	0%	100%		0.00%	0%
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 10%	SLBE 10%	TOTAL LBE/SLBE	20% LBE/SLBE TRUCKING			Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership		
Legend				LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise				

DEPARTMENT OF CONTRACTING AND PURCHASING



Social Equity Division

PROJECT EVALUATION FORM

PROJECT NO.: C313610, C318110, C269410, C318010, C159610

PROJECT NAME: Citywide Traffic Signal Installation

CONTRACTOR: W. Bradley Electric, Inc.

Engineer's Estimate: 805,801	Contractors' Bid Amount \$697,987	Over/Under Engineer's Estimate 107,814
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Discounted Bid Amount: \$0	Amount of Bid Discount \$0	Discount Points: 0%
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1. Did the 20% requirements apply? **YES**
2. Did the contractor meet the 20% requirement? **NO**
 - b) % of LBE participation **0%**
 - c) % of SLBE participation **8.02%**
3. Did the contractor meet the Trucking requirement? **NA**
 - a) Total SLBE/LBE trucking participation **0%**
4. Did the contractor receive bid discounts? **NO**

(If yes, list the percentage received) **0%**

5. Additional Comments.

Contractor failed to meet the minimum 20% L/SLBE participation requirement. Therefore, they are deemed non-responsive.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

5/20/2009

Date

**Reviewing
Officer:**

Stephen Hong

Date: 5/20/09

Approved By:

Shelley Darenburg

Date: 5/20/09

LBE/SLBE PARTICIPATION

BIDDER 2

Project Name: Citywide Traffic Signal Installation

Project No.: C313610, C318110, C269410, C318010, C159610		Engineers Est: \$805,801				Under/Over Engineers Estimate: \$107,814				For Tracking Only		
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total LBE/SLBE	L/SLBE Trucking	Total Trucking	TOTAL Dollars	Ethn.	MBE	WBE
PRIME	W. Bradley Electric, Inc.	Novato	UB						407,075	C		
Concrete	AJW Construction	Oakland	CB		56,000	56,000			56,000	H	56,000	
Materials	Associated Lighting	Oakland	UB						60,000	C		
Striping	Diaz Cons.	San Jose	UB						13,912	NL		
Trenching	Advanced Cutting Paving	San Jose	UB						15,000	NL		
Materials	Tesco Control	Sacramento	UB						6,000	NL		
Materials	Jam Services	Livermore	UB						140,000	NL		
Project Totals				\$0	\$56,000	\$56,000	\$0	\$0	\$697,987		\$56,000	\$0
				0%	8.02%	8.02%	0%	0%	100%		8.02%	0%
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 10%	SLBE 10%	TOTAL LBE/SLBE	20% LBE/SLBE TRUCKING			Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership		
Legend				LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise				

DEPARTMENT OF CONTRACTING AND PURCHASING



Social Equity Division

PROJECT EVALUATION FORM

PROJECT NO.: C313610, C318110, C269410, C318010, C159610

PROJECT NAME: Citywide Traffic Signal Installation

CONTRACTOR: St. Francis Electric

<u>Engineer's Estimate:</u> \$805,801	<u>Contractors' Bid Amount</u> \$759,233	<u>Over/Under Engineer's Estimate</u> \$46,568
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<u>Discounted Bid Amount:</u> \$0	<u>Amount of Bid Discount</u> \$0	<u>Discount Points:</u> 0%
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1. Did the 20% requirements apply? **YES**
2. Did the contractor meet the 20% requirement? **NO**
 b) % of LBE participation **0%**
 c) % of SLBE participation **0%**
3. Did the contractor meet the Trucking requirement? **NA**
 a) Total SLBE/LBE trucking participation **0%**
4. Did the contractor receive bid discounts? **NO**
 (If yes, list the percentage received) **0%**
5. Additional Comments.

Contractor failed to meet the minimum 20% L/SLBE participation requirement. Therefore, they are deemed non-responsive.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

5/20/2009

Date

Reviewing Officer:

Stephan Hays

Date: 5/20/09

Approved By

Shelley Darenburg

Date: 5/20/09

LBE/SLBE PARTICIPATION BIDDER 4

Project Name: Citywide Traffic Signal Installation												
Project No.: C313610, C318110, C269410, C318010, C159610			Engineers Est: \$805,801			Under/Over Engineers Estimate: \$46,668						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total LBE/SLBE	L/SLBE Trucking	Total Trucking	TOTAL Dollars	For Tracking Only		
										Ethn.	MBE	WBE
PRIME	St. Francis Electric	San Leandro	UB						684,373	C		
AC-PCC-Drain	Sposeto -	Union City	UB						65,680	C		
Stripe-Sign	Bay Side	Petaluma	UB						9,180	NL		
Project Totals				\$0	\$0	\$0	\$0	\$0	\$759,233		\$0	\$0
				0%	0%	0%	0%	0%	100%		0%	0%
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 10%	SLBE 10%	TOTAL LBE/SLBE	20% LBE/SLBE TRUCKING			Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership		
Legend				LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise				

DEPARTMENT OF CONTRACTING AND PURCHASING



Social Equity Division

PROJECT EVALUATION FORM

PROJECT NO.: C313610, C318110, C269410, C318010, C159610

PROJECT NAME: Citywide Traffic Signal Installation

CONTRACTOR: Tennyson Electric, Inc.

<u>Engineer's Estimate:</u> \$805,801	<u>Contractors' Bid Amount</u> \$870,757	<u>Over/Under Engineer's Estimate</u> (\$64,956)
<u>Discounted Bid Amount:</u> \$0	<u>Amount of Bid Discount</u> \$0	<u>Discount Points:</u> 0%

- 1. Did the 20% requirements apply? **YES**
- 2. Did the contractor meet the 20% requirement? **NO**
 - b) % of LBE participation **11.20%**
 - c) % of SLBE participation **8.04%**
- 3. Did the contractor meet the Trucking requirement? **NA**
 - a) Total SLBE/LBE trucking participation **0%**
- 4. Did the contractor receive bid discounts? **NO**
 - (If yes, list the percentage received) **0%**

5. Additional Comments.

Contractor failed to meet the minimum 20% L/SLBE participation requirement. Therefore, they are deemed non-responsive.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

5/20/2009

Date

Reviewing Officer:

Shelley Danenberg

Date: 5/20/09

Approved By:

Shelley Danenberg

Date: 5/20/09

LBE/SLBE PARTICIPATION BIDDER 5

Project Name: **Citywide Traffic Signal Installation**

Project No.: C313610, C318110, C269410, C318010, C159610		Engineers Est: \$805,801			Under/Over Engineers Estimate: -\$64,956							
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total LBE/SLBE	L/SLBE Trucking	Total Trucking	TOTAL Dollars	For Tracking Only		
										Ethn.	MBE	WBE
PRIME	Tennyson Electric, Inc.	Livermore	UB						620,257	C		
Signing & Striping	Bay Side Stripe	Petaluma	UB						83,000	O		
Partial Concrete	AJW Construction	Oakland	CB		60,000	60,000			60,000	H	60,000	
Partial Traffic	AJW Construction	Oakland	CB		10,000	10,000			10,000	H	10,000	
Partial Excavation/Demo	Bayline Concrete Cutting & Coring Inc.	Oakland	CB	13,000		13,000			13,000	H	13,000	
Partial Excavation/Demo Concrete/Asphalt/Materials	Gallagher & Burke	Oakland	CB	84,500		84,500			84,500	C		
Project Totals				\$97,500	\$70,000	\$167,500	\$0	\$0	\$870,757		\$83,000	\$0
				11.20%	8.04%	19.24%	0%	0%	100%		10%	0%
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 10%	SLBE 10%	TOTAL LBE/SLBE	20% LBE/SLBE TRUCKING			Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership		
Legend				LBE = Local Business Enterprise	SLBE = Small Local Business Enterprise	Total LBE/SLBE = All Certified Local and Small Local Businesses	NPLBE = NonProfit Local Business Enterprise	NPSLBE = NonProfit Small Local Business Enterprise	UB = Uncertified Business	CB = Certified Business	MBE = Minority Business Enterprise	WBE = Women Business Enterprise

DEPARTMENT OF CONTRACTING AND PURCHASING



Social Equity Division

PROJECT EVALUATION FORM

PROJECT NO.: C313610, C318110, C269410, C318010, C159610

PROJECT NAME: Citywide Traffic Signal Installation

CONTRACTOR: Phoenix Electric Company

Engineer's Estimate:
\$805,801

Contractors' Bid Amount
\$913,021

Over/Under Engineer's Estimate
(\$107,220)

Discounted Bid Amount:
\$0

Amount of Bid Discount
\$0

Discount Points:
0%

- 1. Did the 20% requirements apply? **YES**
- 2. Did the contractor meet the 20% requirement? **NO**
 - b) % of LBE participation **2.30%**
 - c) % of SLBE participation **15.01%**
- 3. Did the contractor meet the Trucking requirement? **NA**
 - a) Total SLBE/LBE trucking participation **100%**
- 4. Did the contractor receive bid discounts? **NO**
 - (If yes, list the percentage received) **0%**
- 5. Additional Comments.

Contractor failed to meet the minimum 20% L/SLBE participation requirement. Therefore, they are deemed non-responsive.

6. Date evaluation completed and returned to Contract Admin./Initiating Dept.

5/20/2009

Date

Reviewing Officer:

Shelley Heng

Date: 5/20/09

Approved By:

Shelley Orenobing

Date: 5/20/09

LBE/SLBE PARTICIPATION BIDDER 6

Project Name: Citywide Traffic Signal Installation												
Project No.: C313610, C318110, C269410, C318010, C159610		Engineers Est: \$805,801			Under/Over Engineers Estimate: -\$107,220							
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total LBE/SLBE	L/SLBE Trucking	Total Trucking	TOTAL Dollars	For Tracking Only		
										Ethn.	MBE	WBE
PRIME	Phoenix Electric Company	San Francisco	UB						736,676	A P		
Concrete Suplier	Central Concrete Supply	Oakland	CB	11,000					11,000	C		
Concrete Saw Cutting	Bay Line Concrete Cutting & Coring	Oakland	CB	10,000					10,000	H		
Electrical	Bay Area Light Work	San Francisco	UB						10,000	AA	10,000	
Rebar	Handy Rebar Services	Oakland	CB		12,000	12,000			12,000	AA	12,000	
Trucking	S & S Trucking	Oakland	CB		15,000	15,000	15,000	15,000	15,000	H	15,000	
Striping	Bay Side Strip & Seal	Petaluma	UB						8,345	O		
Concrete/Asphalt General Construction	AJW Construction	Oakland	CB		72,000	72,000			72,000	H	72,000	
Materials General	Level Construction Supply	Oakland	CB		25,000	25,000			25,000	C		
Excavtion/Drilling	Beliveau Engineering Contractors Inc.	Oakland	CB		13,000	13,000			13,000	C		
Project Totals				\$21,000	\$137,000	\$158,000	\$15,000	\$15,000	\$913,021		\$109,000	\$0
				2.30%	15.01%	17.31%	100%	100%	100%		11.94%	0%
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 10%	SLBE 10%	TOTAL LBE/SLBE	20% LBE/SLBE TRUCKING			Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed MO = Multiple Ownership		
Legend		LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise						

**Schedule L-2
City of Oakland
Public Works Agency
CONTRACTOR PERFORMANCE EVALUATION**

Project Number/Title: C269510 & C333010 Traffic Signal Installation Projects – 73rd Ave at Garfield Ave and International Blvd at 7th Ave

Work Order Number (if applicable): _____

Contractor: Ray's Electric

Date of Notice to Proceed: September 4, 2008

Date of Notice of Completion: March 11, 2009

Date of Notice of Final Completion: March 11, 2009

Contract Amount: \$346,942.00

Evaluator Name and Title: Henry Choi – Resident Engineer

The City's Resident Engineer most familiar with the Contractor's performance must complete this evaluation and submit it to Manager, PWA Project Delivery Division, within 30 calendar days of the issuance of the Final Payment.

Whenever the Resident Engineer finds the Contractor is performing below Satisfactory for any category of the Evaluation, the Resident Engineer shall discuss the perceived performance shortfall at the periodic site meetings with the Contractor. An Interim Evaluation will be performed if at any time the Resident Engineer finds that the overall performance of a Contractor is Marginal or Unsatisfactory. An Interim Evaluation is required prior to issuance of a Final Evaluation Rating of Unsatisfactory. The Final Evaluation upon Final Completion of the project will supersede interim ratings.

The following list provides a basic set of evaluation criteria that will be applicable to all construction projects awarded by the City of Oakland that are greater than \$50,000. Narrative responses are required to support any evaluation criteria that are rated as Marginal or Unsatisfactory, and must be attached to this evaluation. If a narrative response is required, indicate before each narrative the number of the question for which the response is being provided. Any available supporting documentation to justify any Marginal or Unsatisfactory ratings must also be attached.

If a criterion is rated Marginal or Unsatisfactory and the rating is caused by the performance of a subcontractor, the narrative will note this. The narrative will also note the General Contractor's effort to improve the subcontractor's performance.

ASSESSMENT GUIDELINES:

Outstanding (3 points)	Performance among the best level of achievement the City has experienced.
Satisfactory (2 points)	Performance met contractual requirements.
Marginal (1 point)	Performance barely met the lower range of the contractual requirements or performance only met contractual requirements after extensive corrective action was taken.
Unsatisfactory (0 points)	Performance did not meet contractual requirements. The contractual performance being assessed reflected serious problems for which corrective actions were ineffective.

WORK PERFORMANCE

Unsatisfactory
Marginal
Satisfactory
Outstanding
Not Applicable

1	Did the Contractor perform all of the work with acceptable Quality and Workmanship?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
1a	If problems arose, did the Contractor provide solutions/coordinate with the designers and work proactively with the City to minimize impacts? If "Marginal or Unsatisfactory", explain on the attachment. Provide documentation.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2	Was the work performed by the Contractor accurate and complete? If "Marginal or Unsatisfactory", explain on the attachment and provide documentation. Complete (2a) and (2b) below.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2a	Were corrections requested? If "Yes", specify the date(s) and reason(s) for the correction(s). Provide documentation.			Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
2b	If corrections were requested, did the Contractor make the corrections requested? If "Marginal or Unsatisfactory", explain on the attachment. Provide documentation.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3	Was the Contractor responsive to City staff's comments and concerns regarding the work performed or the work product delivered? If "Marginal or Unsatisfactory", explain on the attachment. Provide documentation.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4	Were there other significant issues related to "Work Performance"? If Yes, explain on the attachment. Provide documentation.				Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
5	Did the Contractor cooperate with on-site or adjacent tenants, business owners and residents and work in such a manner as to minimize disruptions to the public. If "Marginal or Unsatisfactory", explain on the attachment.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6	Did the personnel assigned by the Contractor have the expertise and skills required to satisfactorily perform under the contract? If "Marginal or Unsatisfactory", explain on the attachment.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7	Overall, how did the Contractor rate on work performance? The score for this category must be consistent with the responses to the questions given above regarding work performance and the assessment guidelines. Check 0, 1, 2, or 3.	0 <input type="checkbox"/>	1 <input type="checkbox"/>	2 <input checked="" type="checkbox"/>	3 <input type="checkbox"/>	

TIMELINESS

Unsatisfactory
Marginal
Satisfactory
Outstanding
Not Applicable

8	Did the Contractor complete the work within the time required by the contract (including time extensions or amendments)? If "Marginal or Unsatisfactory", explain on the attachment why the work was not completed according to schedule. Provide documentation.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
9	Was the Contractor required to provide a service in accordance with an established schedule (such as for security, maintenance, custodial, etc.)? If "No", or "N/A", go to Question #10. If "Yes", complete (9a) below.			Yes <input type="checkbox"/>	No <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
9a	Were the services provided within the days and times scheduled? If "Marginal or Unsatisfactory", explain on the attachment and specify the dates the Contractor failed to comply with this requirement (such as tardiness, failure to report, etc.). Provide documentation.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10	Did the Contractor provide timely baseline schedules and revisions to its construction schedule when changes occurred? If "Marginal or Unsatisfactory", explain on the attachment. Provide documentation.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
11	Did the Contractor furnish submittals in a timely manner to allow review by the City so as to not delay the work? If "Marginal or Unsatisfactory", explain on the attachment. Provide documentation.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
12	Were there other significant issues related to timeliness? If yes, explain on the attachment. Provide documentation.				Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
13	Overall, how did the Contractor rate on timeliness? The score for this category must be consistent with the responses to the questions given above regarding timeliness and the assessment guidelines. Check 0, 1, 2, or 3.	0 <input type="checkbox"/>	1 <input type="checkbox"/>	2 <input checked="" type="checkbox"/>	3 <input type="checkbox"/>	

FINANCIAL

Unsatisfactory
Marginal
Satisfactory
Outstanding
Not Applicable

14	Were the Contractor's billings accurate and reflective of the contract payment terms? If "Marginal or Unsatisfactory", explain on the attachment. Provide documentation of occurrences and amounts (such as corrected invoices).	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
15	Were there any claims to increase the contract amount? If "Yes", list the claim amount. Were the Contractor's claims resolved in a manner reasonable to the City? Number of Claims: _____ Claim amounts: \$ _____ Settlement amount: \$ _____				Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
16	Were the Contractor's price quotes for changed or additional work reasonable? If "Marginal or Unsatisfactory", explain on the attachment. Provide documentation of occurrences and amounts (such as corrected price quotes).	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
17	Were there any other significant issues related to financial issues? If Yes, explain on the attachment and provide documentation.				Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
18	Overall, how did the Contractor rate on financial issues? The score for this category must be consistent with the responses to the questions given above regarding financial issues and the assessment guidelines. Check 0, 1, 2, or 3.	0 <input type="checkbox"/>	1 <input type="checkbox"/>	2 <input checked="" type="checkbox"/>	3 <input type="checkbox"/>	

COMMUNICATION

Unsatisfactory
Marginal
Satisfactory
Outstanding
Not Applicable

19	Was the Contractor responsive to the City's questions, requests for proposal, etc.? If "Marginal or Unsatisfactory", explain on the attachment.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
20	Did the Contractor communicate with City staff clearly and in a timely manner regarding:					
20a	Notification of any significant issues that arose? If "Marginal or Unsatisfactory", explain on the attachment.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
20b	Staffing issues (changes, replacements, additions, etc.)? If "Marginal or Unsatisfactory", explain on the attachment.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
20c	Periodic progress reports as required by the contract (both verbal and written)? If "Marginal or Unsatisfactory", explain on the attachment.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
20d	Were there any billing disputes? If "Yes", explain on the attachment.				Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
21	Were there any other significant issues related to communication issues? Explain on the attachment. Provide documentation.				Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
22	Overall, how did the Contractor rate on communication issues? The score for this category must be consistent with the responses to the questions given above regarding communication issues and the assessment guidelines. Check 0, 1, 2, or 3.	0 <input type="checkbox"/>	1 <input type="checkbox"/>	2 <input checked="" type="checkbox"/>	3 <input type="checkbox"/>	

SAFETY

Unsatisfactory
Marginal
Satisfactory
Outstanding
Not Applicable

23	Did the Contractor's staff consistently wear personal protective equipment as appropriate? If "No", explain on the attachment.				Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
24	Did the Contractor follow City and OSHA safety standards? If "Marginal or Unsatisfactory", explain on the attachment.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
25	Was the Contractor warned or cited by OSHA for violations? If Yes, explain on the attachment.				Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
26	Was there an inordinate number or severity of injuries? Explain on the attachment. If Yes, explain on the attachment.				Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
27	Was the Contractor officially warned or cited for breach of U.S. Transportation Security Administration's standards or regulations? If "Yes", explain on the attachment.				Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
28	Overall, how did the Contractor rate on safety issues? The score for this category must be consistent with the responses to the questions given above regarding safety issues and the assessment guidelines. Check 0, 1, 2, or 3.	0 <input type="checkbox"/>	1 <input type="checkbox"/>	2 <input checked="" type="checkbox"/>	3 <input type="checkbox"/>	

OVERALL RATING

Based on the weighting factors below, calculate the Contractor's overall score using the scores from the four categories above.

- | | | | |
|---|----------|----------|-----------|
| 1. Enter Overall score from Question 7 | <u>2</u> | X 0.25 = | <u>.5</u> |
| 2. Enter Overall score from Question 13 | <u>2</u> | X 0.25 = | <u>.5</u> |
| 3. Enter Overall score from Question 18 | <u>2</u> | X 0.20 = | <u>.4</u> |
| 4. Enter Overall score from Question 22 | <u>2</u> | X 0.15 = | <u>.3</u> |
| 5. Enter Overall score from Question 28 | <u>2</u> | X 0.15 = | <u>.3</u> |

TOTAL SCORE (Sum of 1 through 5): 2

OVERALL RATING: 2

Outstanding: Greater than 2.5
Satisfactory: Greater than 1.5 & less than or equal to 2.5
Marginal: Between 1.0 & 1.5
Unsatisfactory: Less than 1.0

PROCEDURE:

The Resident Engineer will prepare the Contractor Performance Evaluation and submit it to the Supervising Civil Engineer. The Supervising Civil Engineer will review the Contractor Performance Evaluation to ensure adequate documentation is included, the Resident Engineer has followed the process correctly, the Contractor Performance Evaluation has been prepared in a fair and unbiased manner, and the ratings assigned by the Resident Engineer are consistent with all other Resident Engineers using consistent performance expectations and similar rating scales.

The Resident Engineer will transmit a copy of the Contractor Performance Evaluation to the Contractor. Overall Ratings of Outstanding or Satisfactory are final and cannot be protested or appealed. If the Overall Rating is Marginal or Unsatisfactory, the Contractor will have 10 calendar days in which they may file a protest of the rating. The Public Works Agency Assistant Director, Design & Construction Services Department, will consider a Contractor's protest and render his/her determination of the validity of the Contractor's protest. If the Overall Rating is Marginal, the Assistant Director's determination will be final and not subject to further appeal. If the Overall Rating is Unsatisfactory and the protest is denied (in whole or in part) by the Assistant Director, the Contractor may appeal the Evaluation to the City Administrator, or his/her designee. The appeal must be filed within 14 calendar days of the Assistant Director's ruling on the protest. The City Administrator, or his/her designee, will hold a hearing with the Contractor within 21 calendar days of the filing of the appeal. The decision of the City Administrator regarding the appeal will be final.

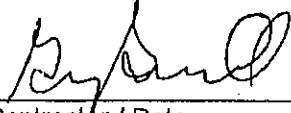
Contractors who receive an Unsatisfactory Overall Rating (i.e., Total Score less than 1.0) will be allowed the option of voluntarily refraining from bidding on any City of Oakland projects within one year from the date of the Unsatisfactory Overall Rating, or of being categorized as non-responsible for any projects the Contractor bids on for a period of one year from the date of the Unsatisfactory Overall Rating. Two Unsatisfactory Overall Ratings within any five year period will result in the Contractor being categorized by the City Administrator as non-


responsible for any bids they submit for future City of Oakland projects within three years of the date of the last Unsatisfactory overall rating.

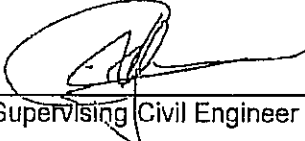
Any Contractor that receives an Unsatisfactory Overall Rating is required to attend a meeting with the City Administrator, or his/her designee, prior to returning to bidding on City projects. The Contractor is required to demonstrate improvements made in areas deemed Unsatisfactory in prior City of Oakland contracts.

The Public Works Agency Contract Administration Section will retain the final evaluation and any response from the Contractor for a period of five years. The City shall treat the evaluation as confidential, to the extent permitted by law.

COMMUNICATING THE EVALUATION: *The Contractor's Performance Evaluation has been communicated to the Contractor. Signature does not signify consent or agreement.*

 3/25/09
Contractor / Date

 03/19/09
Resident Engineer / Date

 3/19/09
Supervising Civil Engineer / Date

ATTACHMENT TO CONTRACTOR PERFORMANCE EVALUATION:

Use this sheet to provide any substantiating comments to support the ratings in the Performance Evaluation. Indicate before each narrative the number of the question for which the response is being provided. Attach additional sheets if necessary.

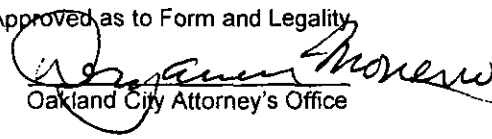
ATTACHMENT D

Retrofit of Pedestrian Countdown Modules By Council District at Citywide Locations

NO.	COUNCIL DISTRICT	INTERSECTION		NO. OF PED COUNTDOWN MODULES TO BE RETROFITTED
		MAJOR ST	MINOR ST	
1	1	CLAREMONT AVE	COLBY ST & FOREST ST	10
2	1	MLK JR. WAY	52ND ST	9
3	2, 3	BROADWAY	6TH ST	8
4	2, 3	BROADWAY	9TH ST	8
5	2	FOOTHILL BLVD	14TH AVE	6
6	2	FOOTHILL BLVD	8TH AVE	8
7	2	MADISON ST	12TH ST	8
8	3	ADELINE ST	8TH ST	8
9	3	BRUSH	18TH ST	4
10	3	GRAND AVE	BAY PLACE	6
11	3	GRAND AVE	MLK JR. WAY	8
12	3	LAKESHORE AVE	BROOKLYN AVE	6
13	3	MACARTHUR BLVD	HOWE ST	4
14	3	TELEGRAPH AVE	24TH ST	6
15	3	TELEGRAPH AVE	27TH ST	8
16	3	TELEGRAPH AVE	30TH ST	6
17	3	TELEGRAPH AVE	W. GRAND AVE	8
18	4	COOLIDGE AVE	MONTANA & RHONDA ST	10
19	4	FOOTHILL BLVD	VICKSBURG AVE	8
20	4	HIGH ST	REDDING ST	6
21	4	MACARTHUR BLVD	35TH AVE	8
22	5	E. 12TH ST	FRUITVALE AVE (NORTH)	12
23	5	INTERNATIONAL BLVD	34TH AVE	6
24	5	INTERNATIONAL BLVD	35TH AVE	8
25	6	INTERNATIONAL BLVD	69TH AVE	8
26	6	INTERNATIONAL BLVD	85TH AVE	6
27	7	98TH AVE	EMPIRE RD	8
28	7	98TH AVE	PLYMOUTH ST	8
29	7	INTERNATIONAL BLVD	82ND AVE	8
30	7	INTERNATIONAL BLVD	94TH AVE	8
31	7	INTERNATIONAL BLVD	98TH AVE	8
32	7	MACARTHUR BLVD	98TH AVE	8
TOTAL				241

FILED
OFFICE OF THE CITY CLERK
OAKLAND
09 JUL -2 PM 7:09

Approved as to Form and Legality


Oakland City Attorney's Office

OAKLAND CITY COUNCIL

Resolution No. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO RAY'S ELECTRIC FOR THE CITYWIDE TRAFFIC SIGNAL PROJECT (CITY PROJECT NOS. C313610, C318110, C269410, C318010, C159610) FOR TRAFFIC SIGNAL INSTALLATIONS AT THE INTERSECTIONS OF INTERNATIONAL BOULEVARD AT 36TH AVENUE, SEMINARY AVENUE AT AVENAL AVENUE; PIEDMONT AVENUE AT LINDA AVENUE, AND THE INSTALLATION OF PEDESTRIAN COUNTDOWN MODULES AT VARIOUS LOCATIONS IN ACCORD WITH PLANS AND SPECIFICATIONS FOR THE PROJECT AND CONTRACTOR'S BID IN THE TOTAL AMOUNT OF SEVEN HUNDRED FOURTEEN THOUSAND THREE HUNDRED THIRTY-FOUR DOLLARS (\$714,334.00)

WHEREAS, on April 16, 2009, six (6) bids were received by the Office of the City Clerk of the City of Oakland for the Citywide Traffic Signal Project (City Project Nos. C313610, C318110, C269410, C318010, C159610); and

WHEREAS, Ray's Electric submitted the lowest responsible and responsive bid; and

WHEREAS, there are sufficient funds for the construction contract in the Measure B Funds (2211, 2212 and 2230); Capital Improvement Projects, Transportation Services Division, Organization (92246); and

WHEREAS, the City lacks the equipment and personnel to perform the necessary work and the City Council finds and determines that the performance of this contract is in the public interest because of economy or better performance and is temporary; and

WHEREAS, Ray's Electric complies with all Local/Small Local Business Enterprise Program 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 Citywide Traffic Signal Project (City Project Nos. C313610, C318110, C269410, C318010, C159610) is hereby awarded to Ray's Electric for installations at International Boulevard and 36th Avenue, Seminary and Avenal Avenues, Piedmont and Linda Avenues, and installation of pedestrian countdown modules at various locations in accordance with plans and specifications for the project and terms of its bid,

dated April 16, 2009, in the amount of seven hundred fourteen thousand three hundred thirty-four dollars (\$714,334.00); and be it

FURTHER RESOLVED: That the plans and specifications prepared by the Transportation Engineer of the Community and Economic Development Agency for the CIP Traffic Signal Project (City Project Nos. C313610, C318110, C269410, C318010, C159610) are hereby approved; and be it

FURTHER RESOLVED: That the International Boulevard and 36th Avenue project will be funded from:

- Measure B Fund (2212), Capital Improvement Projects, Transportation Services Division, Organization (92246), Signal and Safety Account (57412), Project (C318110), in the amount of \$240,408.30, and be it

FURTHER RESOLVED: That the Seminary Avenue and Avenal Avenue projects will be funded from:

- Measure B Fund (2211), Capital Improvement Projects, Transportation Services Division, Organization (92246), Signal and Safety Account (57412), Project (C313610), in the amount of \$148,952.00, and be it

FURTHER RESOLVED: That the Piedmont Avenue at Linda Avenue project will be funded from:

- Measure B Fund (2211), Capital Improvement Projects, Transportation Services Division, Organization (92246), Signal and Safety Account (57412), Project (C269410), in the amount of \$119,059.00.
- Measure B Fund (2230); Capital Improvement Projects, Transportation Services Division, Organization (92246), Street Construction Account (57411), Project (C159610), in the amount of \$85,000.00.
- Paygo Fund from District 1 for ornamental signal pole and lighting hardware in the amount of \$40,000.00, and be it

FURTHER RESOLVED: That the Pedestrian Countdown Modules at Various Locations project will be funded from:

- Measure B Fund (2212), Capital Improvement Projects, Transportation Services Division, Organization (92246), Signal and Safety Account (57412), Project (C318010), in the amount of \$149,204.00, and be it

FURTHER RESOLVED: That the amount of the bond for faithful performance, \$714,334.00 (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, \$714,334.00 (100% of contract), 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 Ray's Electric Company 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(s) 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.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

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

NOES -

ABSENT -

ABSTENTION -

ATTEST:

LATONDA SIMMONS
City Clerk and Clerk of the Council of
the City of Oakland, California