

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2009 APR 16 AM 8:49

Approved as to Form and Legality

Donna Moreno
City Attorney

OAKLAND CITY COUNCIL

RESOLUTION NO. 81953 C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO AWARD A CONTRACT TO CONSTRUCT THE SUBSTRUCTURE FOR THE SAN PABLO PEDESTRIAN STREETLIGHTS PROJECT ON SAN PABLO AVENUE, BETWEEN THE EMERYVILLE (53RD STREET) AND BERKELEY (67TH STREET) BORDERS IN ACCORD WITH SPECIFICATIONS FOR PROJECT NO. C315010 AND CONTRACTOR'S BID THEREFORE, TO THE LOWEST RESPONSIBLE, RESPONSIVE BIDDER, RAY'S ELECTRIC, INC., IN AN AMOUNT NOT TO EXCEED SIX HUNDRED SEVENTEEN THOUSAND FIVE HUNDRED TWO DOLLARS (\$617,502.00)

WHEREAS, San Pablo Avenue, between the Emeryville Border (53rd Street), and the Berkeley Border (67th Street), is the State Highway 23, and is extensively used by the general public and carries a heavy volume of vehicular traffic; and

WHEREAS, this section of San Pablo Avenue has old trolley poles with overhead streetlight wiring and these have to be replaced to integrate with the new ornamental pedestrian streetlights; and

WHEREAS, undergrounding the overhead streetlight wires on this segment of San Pablo Avenue, will aesthetically enhance a section of the business community; and

WHEREAS, the Redevelopment Agency planned to implement ornamental pedestrian streetlights on this segment of San Pablo Avenue and authorized the Public Works Agency, Department of Infrastructure and Operations Electrical Services Division to design and manage the work. The project would include the following elements:

1. Add sixty ornamental pedestrian streetlights
2. Replace sixty trolley pole streetlights
3. Remove the overhead streetlight wires and replace them with underground wiring to accommodate the new pedestrian street lighting; and

WHEREAS, CEDA initiated this project, the Redevelopment Agency has committed to incur reasonable expenses for the implementation of the project, the Redevelopment Agency has budgeted \$1,500,000.00 for PWA DIO Electrical Services Division to implement this project, and the project funds are in the following account:

ORA FUNDS BY PROJECT

Project	Fund	Org	Project	Amount
Existing funding Approved in FY 2007-09				
San Pablo Pedestrian Streetlights Project	7780	92228	C315010	\$1,500,000.00

TOTAL ORA FUNDS \$1,500,000.00;
and

WHEREAS, after authorization to proceed, funds totaling \$1,500,000.00 were transferred from the Redevelopment Agency to PWA DIO Electrical Services Division to procure the materials, and to develop

plans and specifications for the selection for a contractor to build the substructure, and the funds will be utilized by the Electrical Services Division to implement the project; and

WHEREAS, Contract Administration bid out the work to prospective and qualified contractors to do the work and notice of such bidding has been given to all qualified bidders as per the listing maintained by the Contract Compliance Division and interested parties have had time to participate in the bidding; and

WHEREAS, as a result of such bidding, the City received a total of seven bids, and there were three qualified, responsive bids from Ray's Electric, Inc., B Side, Inc. and Beliveau Engineering; and

WHEREAS, Ray's Electric, Inc., located at 606 East 11th Street Oakland, CA 94606, submitted the lowest responsible, responsive bid of \$617,502.00 which is within the engineer's estimate of \$720,000.00 for the work; and

WHEREAS, the services provided under this contract are of a technical nature and temporary nature, are in the public interest because of economy or better performance and 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 Council of the City of Oakland awards a contract in an amount not to exceed six hundred seventeen thousand five hundred two dollars (\$617,502.00) to Ray's Electric Inc., for the construction and implementation of the substructure for the San Pablo Pedestrian Streetlights Project on San Pablo Avenue, between the Emeryville (53rd Street) and Berkeley (67th Street) borders in accord with specifications for Project No. C315010 and contractor's bid; and be it

FURTHER RESOLVED: That the plans and specifications prepared by the Director of Public Works Agency for the City of Oakland for this Project No. C315010 are hereby approved; and be it

FURTHER RESOLVED: That the amount of the bond for faithful performance, \$617,502.00 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, \$617,502.00, with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That all other bids are hereby rejected; 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 and that the City Attorney shall review and approve the contract for form and legality and a copy shall be placed on file in the City Clerk's Office.

IN COUNCIL, OAKLAND, CALIFORNIA, MAY 5 2009 , 20

PASSED BY THE FOLLOWING VOTE:

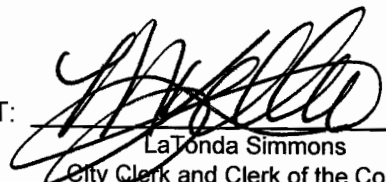
AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, ~~REID~~, AND PRESIDENT BRUNNER - 7

NOES - 0

ABSENT - 0

ABSTENTION - 0

Excused - Reid - 1

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