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OFFICE OF THE CITY CLERK
OAKLAND

2014 OCT 30 PM 2:29

AGENDA REPORT

TO: HENRY L. GARDNER
INTERIM CITY ADMINISTRATOR

FROM: Brooke A. Levin

SUBJECT: Durant Mini Park Improvements

DATE: September 29, 2014

City Administrator
Approval

Date:

09/27/14

COUNCIL DISTRICT: 3

RECOMMENDATION

Staff recommends that the City Council adopt a resolution authorizing the City Administrator, or his designee, to execute a construction contract with Beliveau Engineering Contractors, Inc., the lowest responsive and responsible bidder, in accordance with project plans and specifications for the Durant Mini Park Improvements (Project No. C457610), and with contractor's bid in the amount of Seven Hundred Three Thousand and Three Dollars (\$703,003.00).

OUTCOME

Approving this resolution will authorize the City Administrator or his designee to execute a construction contract in the amount of \$703,003.00 for the construction of the Project.

BACKGROUND/LEGISLATIVE HISTORY

The Project is funded through the State of California Proposition 84: Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act which was passed by voters on November 7, 2006. The bond provides funds for construction projects related to safe drinking water, water quality and supply, flood control, waterway and natural resource protection, water pollution and contamination control, state and local park improvements, public access to natural resources and water conservation efforts.

On May 17, 2011, Council approved Durant Mini Park as one of six projects to apply for Round 2 of this competitive grant in Resolution 83367 C.M.S. In July 2011, the City submitted the application and in March 2012, the City was notified that the Durant Mini Park Project had been awarded the grant.

The proposed project consists of renovating the 1/3 acre park in West Oakland with two new playgrounds, one for age 2-5 and one for age 6-12, exercise equipment, a picnic area, community

Item: _____
Public Works Committee
November 12, 2014

garden, gathering area, irrigation and landscaping, pathway, lighting improvements and site furniture. See **Attachment A**: Project Location Map and Site Plan. Deferred maintenance at this park will be addressed.

ANALYSIS

The Project was first advertised on March 20, 2014. On April 10, 2014, the City Clerk received 3 bids for the project as shown on **Attachment B**: Bid Results (April 10, 2014).

Company	Bid Amount
Beliveau Engineering Contractors, Inc.	\$789,646.00
Bay Construction Company	\$855,000.00
Mc Guire & Hester	\$1,023,035.00

Contract Compliance deemed all three bidders as responsive as shown on **Attachment C**: Contract Compliance Bid Analysis (April 17, 2014). However, the three submitted bid amounts exceeded the City's available budget for construction.

The engineer's estimate was \$650,000.00 for the project. The lowest bid was \$789,646.00 from Beliveau Engineering Contractors, Inc. Analysis of the breakdown of the bid shows that many individual line items were 25 percent or more over the engineer's estimate. It was in the best interest of the City to "value engineer" and re-package the project with deductive alternates and re-advertise the project in order to bring the contract cost within the available construction budget.

The Project was re-advertised on September 4, 2014. On September 25, 2014, the City Clerk received 5 bids for the project as shown on **Attachment D**: Bid Results (September 29, 2014). Three contractors were deemed non-responsive to the bid requirements as shown on **Attachment E**: Contract Compliance Bid Analysis (October 14, 2014). The engineer's estimate was \$630,000.00 with an available construction budget of \$703,000.00. Both remaining contractors' base bids exceeded the available construction budget and therefore project scope reductions (deductive alternates) were taken in the priority order announced just prior to bid opening, until the bid price came down to the available construction budget. Beliveau Engineering Contractors, Inc. is deemed the lowest, responsive and responsible bidder meeting the City's Local Business Enterprise/Small Local Business Enterprise and bid program requirements.

Company	Base Bid Amount	Deductive Bid Amount
Beliveau Engineering Contractors, Inc.	\$759,003.00	\$703,003.00
Bay Construction Company	\$787,303.54	\$767,303.54

Deductive items do not affect the overall use and program of the park. Deductive items include: replace custom iron fence with a standard iron fence; replace iron fence around playgrounds with

standard coated chain link fence; eliminate one park bench; eliminate portions of concrete seatwalls.

The contract specifies \$1,000 in liquidated damages per calendar day if the contract is not completed within 80 working days. Construction is anticipated to begin in March 2015 and be completed by August 2015.

PUBLIC OUTREACH/INTEREST

Twelve public outreach meetings for the Durant Mini Park project grant application occurred between September 2009 and June 2011. Upon the grant award, two additional informational meetings were held in early 2013 to confirm project scope. The community has continually expressed support of the project since 2009.

The project was presented to the Parks & Recreation Advisory Committee in April 2013 and passed unanimously.

COORDINATION

The report has been coordinated and reviewed with the following offices:

- Office of Parks & Recreation
- Office of City Attorney
- Controller's Office

COST SUMMARY/IMPLICATIONS

1. AMOUNT OF RECOMMENDATION/COST OF PROJECT:

The Engineer's estimate for this project is \$630,000.00. Available budget for award is \$703,003.00

Award a construction contract in the amount of \$703,003.00.

2. COST ELEMENTS OF AGREEMENT/CONTRACT: Construction and development of the Durant Mini Park Improvement as identified by bid plans and specifications.

3. SOURCE OF FUNDING:

FUNDING SOURCE	AMOUNT
California Parks & Recreation Fund (2134); Capital Projects Organization (92270); Structures and Improvements Construction Account (57311); Project C457610	\$703,003
TOTAL FUNDS	\$703,003

Item: _____
Public Works Committee
November 12, 2014

4. FISCAL IMPACT:

Approval of this resolution will authorize the City Administrator to execute a construction contract in the amount of \$703,003.00.

The City is currently responsible for the maintenance and upkeep of the facility and landscaping areas. The responsibility will continue; however, the contractor will provide plant establishment period for 12 months after construction completion.

PAST PERFORMANCE, EVALUATION AND FOLLOW-UP

Beliveau Engineering Contractors, Inc. has a history of completing public works contracts with the City. They recently completed the 73rd Avenue Trash Separator project for the City and received a Satisfactory Evaluation (see *Attachment F*: Beliveau Engineering Contractors, Inc. Evaluation for C390710)

SUSTAINABLE OPPORTUNITIES

Economic: The project will generate economic and job opportunities for Oakland residents, provide business tax, sales tax, and other revenues for the City by those who work on the project.

Environmental: The contractor is required to recycle and re-use construction materials to the extent practicable and comply with City standards. The project includes a water-saving irrigation controller and a bioswale to treat storm water run-offs on site.

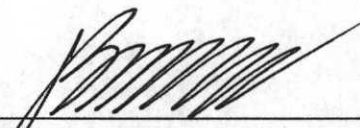
Social Equity: The improvements will enhance public access to the park and provides recreational opportunities for young, teens and adults through active and passive elements and improving pathways for accessibility.

CEQA

The project is exempt under Section 15301.

For questions regarding this report, please contact David Lau, Project Delivery Division Manager at (510) 238-7131.

Respectfully submitted,



BROOKE A. LEVIN
Director, Oakland Public Works

Reviewed by:
Michael Neary, P.E., Assistant Director,
Bureau of Engineering and Construction

Reviewed by:
David Lau, P.E., Division Manager,
Project Delivery Division

Prepared by:
Denise Louie, C.I.P Coordinator
Project Delivery Division

Attachments:

- Attachment A – Location Map & Project Site Plan
- Attachment B – Bid Results (April 10, 2014)
- Attachment C – Contract Compliance Bid Analysis (April 17, 2014)
- Attachment D – Bid Results (September 29, 2014)
- Attachment E – Contract Compliance Bid Analysis (October 14, 2014)
- Attachment F – Beliveau Engineering Contractors, Inc. Evaluation



Address **675 29th St**
Oakland, CA 94609

Attachment A: Project Location Map
Durant Mini Park Improvement Project



CITY OF OAKLAND

Public Works Agency - Contract Services

Attachment B: Bid Results

CONTRACTOR BID RESULTS

PROJECT NAME: Durant Mini Park Improvements
PROJECT NO: C457610
BID DATE: Thursday, April 10, 2014
ENGINEER'S ESTIMATE: \$650,000.00
ISSUED TO COMPLIANCE, PROJECT MANAGER AND ALL PRIME BIDDERS: Thursday, April 10, 2014
BASIS OF AWARD: Base Bid and Alternate A
COMPLIANCE OFFICER: Vivian Inman
COMMENTS: Apparent low bidder is Beliveau Engineering Contractors, Inc.

Documents Required With Bid		BELIVEAU ENGINEERING CONTRACTORS, INC.		BAY CONSTRUCTION COMPANY		MCGUIRE AND HESTER	
Contractor's Bid Form and Bid Schedule			Y		Y		Y
License Type and is it Active per	A	A	Y	A	Y	A	Y
Addendum acknowledgement			Y		Y		Y
Bid Bond Form			Y		Y		Y
Schedule K - Pending Dispute Disclosure			Y		Y		Y
Schedule O - Campaign Contribution Limits			Y		Y		Y
Schedule R - Subcontractor, Supplier, Trucking Listing			Y		Y		Y
If Trucking is required, was one li	Y	Y	Y	Y	Y	Y	Y

Engineer's Estimate				BELIVEAU ENGINEERING CONTRACTORS, INC.		BAY CONSTRUCTION COMPANY		MCGUIRE AND HESTER				
Item Number	Spec. Section	Item Description	Quantity	Unit	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount
1		Mobilization (2% max.)	1	LS	\$13,000	13,000.00	15,000.00	15,000.00	45,000.00	45,000.00	14,000.00	14,000.00
2	2110	Demolition	1	LS	\$32,000	32,000.00	50,000.00	50,000.00	35,000.00	35,000.00	60,000.00	60,000.00
3	2200, 2725	Grading and Drainage	1	LS	\$96,000	96,000.00	101,000.00	101,000.00	180,000.00	180,000.00	220,535.00	220,535.00
4	2212, 2850, 2795	Paving	1	LS	\$82,000	82,000.00	107,000.00	107,000.00	70,000.00	70,000.00	120,000.00	120,000.00
5	2850, 2852, 4200	Site concrete structure	1	LS	\$97,000	97,000.00	145,000.00	145,000.00	6,500.00	6,500.00	210,000.00	210,000.00
6	2880	Play Equipment	1	LS	\$61,000	61,000.00	56,238.00	56,238.00	97,500.00	97,500.00	72,000.00	72,000.00
7	2880	Safety Surface	1	LS	\$60,000	60,000.00	38,043.00	38,043.00	65,000.00	65,000.00	40,500.00	40,500.00
8	16520	Site Lighting and Electrical	1	LS	\$50,000	50,000.00	54,000.00	54,000.00	78,000.00	78,000.00	70,000.00	70,000.00
9	2911, 2934, 2935	Planting	1	LS	\$26,000	26,000.00	32,012.00	32,012.00	70,000.00	70,000.00	40,000.00	40,000.00
10	2810	Irrigation	1	LS	\$25,000	25,000.00	30,553.00	30,553.00	40,000.00	40,000.00	39,000.00	39,000.00
11	2830, 5520	Fences and Railing	1	LS	\$44,000	44,000.00	50,000.00	50,000.00	65,000.00	65,000.00	46,000.00	46,000.00
12	2870, 5520	Site Furnishings	1	LS	\$42,000	42,000.00	51,000.00	51,000.00	22,000.00	22,000.00	42,000.00	42,000.00
13	2870	Domestic Water	1	LS	\$7,000	7,000.00	25,000.00	25,000.00	26,000.00	26,000.00	14,000.00	14,000.00
14	6100	Site Carpentry	1	LS	\$10,000	10,000.00	22,300.00	22,300.00	40,000.00	40,000.00	25,000.00	25,000.00
15	9910	Painting and Anti-graffiti Coating	1	LS	\$5,000	5,000.00	12,500.00	12,500.00	15,000.00	15,000.00	10,000.00	10,000.00
Total of Base Bid per spreadsheet calculation						\$ 650,000.00		\$ 789,646.00		\$ 855,000.00		1,023,035.00
Total of Base Bid per contractor calculation							\$ 789,646.00		\$ 855,000.00		\$ 1,023,035.00	
16	2850, 2725, 2911, 6100	Planters at Community Garden	1	LS	\$4,000	4,000.00	6,000.00	6,000.00	4,000.00	4,000.00	18,000.00	18,000.00
Total of Bid Alternate A per spreadsheet calculation						\$4,000.00		6,000.00		4,000.00		18,000.00
Total of Bid Alternate A per contractor calculation							6,000.00		4,000.00		18,000.00	
17	2830	Chain Link Fence Repair	1	LS	\$8,000	8,000.00	8,000.00	8,000.00	11,000.00	11,000.00	11,000.00	11,000.00
Total of Bid Alternate B per spreadsheet calculation						\$8,000.00		8,000.00		11,000.00		11,000.00
Total of Bid Alternate B per contractor calculation							8,000.00		11,000.00		11,000.00	



INTER OFFICE MEMORANDUM

TO: Denise Louie

FROM: Deborah Barnes, *Deborah Barnes*
 Manager, Contracts & Compliance

SUBJECT: Compliance Analysis
 Durant Mini Park Improvements
 C457610

DATE: April 17, 2014

City Administrator's Office, Contracts and Compliance Unit reviewed three (3) bids in response to the above referenced project. Below is the outcome of the compliance evaluation for the minimum 50% 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 to L/SLBE and/or EBO Policies		Proposed Participation					Earned Credits and Discounts			EBO Compliant? Y/N
Company Name	Original Bid Amount	Total LBE/SLBE	LBE	SLBE	*VSLBE/LPG	L/SLBE /VSLBE Trucking	Total Credited participation	Earned Bid Discounts	Adjusted Bid Amount	
Beliveau Engineering	\$789,646.00	68.49%	0.00%	68.49%	0.00%	100%	68.49%	3%	\$765,956.62	Y
Bay Construction Company	\$855,000.00	89.23%	6.90%	82.32%	0.00%	100%	89.23%	5%	\$812,250.00	Y
McGuire & Hester	\$1,023,035.00	71.66%	44.94%	26.72%	0.00%	100%	71.66%	4%	\$982,113.60	Y

Comments: As noted above, both firms met and/or exceeded the minimum 50% L/SLBE participation requirement. All firms are EBO compliant.



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: Peralta Hacienda Park De Anza Improvement Project
Project Name: Beliveau Engineering
Project No. C284540

50% Local Employment Program (LEP)

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

15% Oakland Apprenticeship Program

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

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	C	D	D	E	F	G	H	I	I	J
6896	0	50%	3448	100%	3448	0	0	100%	1034	15%	1034	0

Comments: Beliveau Engineering Met the Local Employment Program's 50% resident hiring goal with 100% resident employment and met the 15% Oakland Apprenticeship Program goals with 516 on-site hours and 516 off-site hours.

Should you have any questions, you may contact Vivian Inman, Contract Compliance Officer at (510) 238-6261.

City Administrator's Office

Contracts and Compliance Unit



PROJECT EVALUATION FORM

PROJECT NO.: C457610

PROJECT NAME: Durant Mini Park Improvements

CONTRACTOR: Beliveau Engineering

Engineer's Estimate:
\$650,000

Contractors' Bid Amount
\$789,646.00

Over/Under Engineer's Estimate
-\$139,646.00

Discounted Bid Amount:
\$765,956.62

Amount of Bid Discount
\$23,689.38

Discount Points:
3%

- 1. Did the 50% local/small local requirements apply? **YES**
- 2. Did the contractor meet the 50% requirement? **YES**
 - a) % of LBE participation **0.00%**
 - b) % of SLBE participation **68.49%**
 - c) % of VSLBE participation **0.00%**
- 3. Did the contractor meet the Trucking requirement? **Yes**
 - a) Total SLBE/LBE trucking participation **100.00%**
- 4. Did the contractor receive bid discounts? **Yes**
(If yes, list the percentage received) **3%**
- 5. Additional Comments.

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

4/17/2014

Date

Reviewing Officer:

Vinai Kumar

Date: 4/17/2014

Approved By:

Shelley Darenburg

Date: 4/17/2014

LBE/SLBE PARTICIPATION BIDDER 1

Project Name: Durant Mini Park Improvements													
Project No.: C457610			Engineers Est: \$650,000				Under/Over Engineers Estimate: -139,646						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	*VSLBE/LPG double counted value	Total			TOTAL Dollars	For Tracking Only		
							LBE/SLBE	Trucking	Trucking		Ethn.	MBE	WBE
PRIME	Beliveau Engineering	Oakland	CB		525,800		525,800			525,800	C		
Trucking	Williams Trucking	Oakland	CB		15,000		15,000	15,000	15,000	15,000	AA	15,000	
Electrical	Phoenix Electric	San Francisco	UB							54,000	AP		
Safety Surface	Playgrounds Unlimited	Santa Clara	UB							38,043	NL		
Planting/Irrigation	Naturescapes	San Jose	UB							62,565	NL		
Play Equipment	Playgrounds Unlimited	Santa Clara	UB							13,575	NL		
Play Equipment	Playcraft Direct	Oregon	UB							42,663	NL		
Pavers	Earth Shelters Development	Lodi	UB							38,000	NL		
Project Totals				\$0.00	540,800	0	540,800	15,000	15,000	789,646		15,000	0
				0%	68.49%	0%	68.49%	0%	0%	100%		1.90%	0%
Requirements: The 50% requirements is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% requirements. A LPGVSLBE's participation is double counted toward meeting the requirements.											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							

City Administrator's Office



Contracts and Compliance Unit

PROJECT EVALUATION FORM

PROJECT NO.: C457610

PROJECT NAME: Durant Mini Park Improvements

CONTRACTOR: Bay Construction Company

<u>Engineer's Estimate:</u> \$650,000	<u>Contractors' Bid Amount</u> \$855,000.00	<u>Over/Under Engineer's Estimate</u> -\$205,000.00
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<u>Discounted Bid Amount:</u> \$812,250.00	<u>Amount of Bid Discount</u> \$42,750.00	<u>Discount Points:</u> 5%
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- 1. Did the 50% local/small local requirements apply? **YES**
- 2. Did the contractor meet the 50% requirement? **YES**
 - a) % of LBE participation **6.90%**
 - b) % of SLBE participation **82.32%**
 - c) % of VSLBE participation **0.00%**
- 3. Did the contractor meet the Trucking requirement? **NA**
 - a) Total SLBE/LBE trucking participation **100%**
- 4. Did the contractor receive bid discounts? **YES**
(If yes, list the percentage received) **5%**
- 5. Additional Comments.

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

4/17/2014

Date

Reviewing Officer:

Vivian Jam

Date: 4/17/2014

Approved By

Shelley Darenburg

Date: 4/17/2014

LBE/SLBE PARTICIPATION BIDDER 2

Project Name: Durant Mini Park Improvements		Engineers Est: 650,000					Under/Over Engineers Estimate: -205,000						
Project No.: C457610													
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	VSLBE/LPG *double counted value	Total	L/SLBE	Total	TOTAL	For Tracking Only		
							LBE/SLBE	Trucking	Trucking	Dollars	Ethn.	MBE	WBE
PRIME	Bay Construction Company	Oakland	CB		689,876.60		689,876.60			689,876.60	AP	689,876.60	
Fence/Falling	Bailey Fence Co.	Hayward	UB							11,203.00	NL		
Electrical	Beci Electric, Inc.	Oakland	CB	59,000.00			59,000.00			59,000.00	C		59,000
Safety Surface	Robertson Industries./Tot Turf	Phoenix	UB							50,212.70	NL		
Play Equipment	G&G Builders	Livermore	UB							18,630.00	NL		
Site Furnishings	Ross Recreation Center	Santa Rosa	UB							12,077.70	NL		
Trucking	CJC Trucking	Oakland	CB		14,000.00		14,000.00	14,000.00	14,000.00	14,000.00	AA	14,000	
Project Totals				59,000.00	703,876.60	0.00	762,876.60	14,000.00	0.00	855,000.00		\$703,877	\$59,000.00
				6.90%	82.32%	0.00%	89.23%	100%	100%	100%		82.32%	6.90%
Requirements: The 50% requirements is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% requirements. A LPG/VSLBE's participation is double counted toward meeting the requirements.											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									

City Administrator's Office



Contracts and Compliance Unit

PROJECT EVALUATION FORM

PROJECT NO.: C457610

PROJECT NAME: Durant Mini Park Improvements

CONTRACTOR: McGuire & Hester

Engineer's Estimate: \$650,000	Contractors' Bid Amount \$1,023,035.00	Over/Under Engineer's Estimate -\$373,035.00
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Discounted Bid Amount: \$982,113.60	Amount of Bid Discount \$40,921.40	Discount Points: 4%
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1. Did the 50% local/small local requirements apply? **YES**
2. Did the contractor meet the 50% requirement? **YES**
 - a) % of LBE participation **44.94%**
 - b) % of SLBE participation **26.72%**
 - c) % of VSLBE participation **0.00%**
3. Did the contractor meet the Trucking requirement? **YES**
 - a) Total SLBE/LBE trucking participation **100%**
4. Did the contractor receive bid discounts? **YES**
(If yes, list the percentage received) **4.00%**
5. Additional Comments.

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

4/17/2014

Date

Reviewing Officer:

Vivian Adams

Date: 4/17/2014

Approved By:

Shelley Darenburg

Date: 4/17/2014

LBE/SLBE PARTICIPATION BIDDER 3

Project Name: Durant Mini Park Improvements													
Project No.: C457610		Engineers Est: 650,000				Under/Over Engineers Estimate: -373,035							
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	VSLBE/LPG *double counted value	Total	L/SLBE	Total	TOTAL	For Tracking Only		
							LBE/SLBE	Trucking	Trucking	Dollars	Ethn.	MBE	WBE
PRIME	McGuire & Hester	Oakland	CB	459,718.00			459,718.00			459,718.00	C		
Play Structures	Playcraft Direct	Oregon	UB							42,663.00	NL		
Concrete	Cemex	Oakland	UB							25,540.00	NL		
Site	Ross Recreation Equipment	Santa Rosa	UB							12,078.00	NL		
Irrigation	John Deere Landscape	Dublin	UB							12,200.00	NL		
Rebar	Harris Rebar	Livermore	UB							11,975.00			
Trucking	S&S Trucking	Oakland	CB		68,000.00		68,000.00	68,000.00	68,000.00	68,000.00	H	68,000.00	
Fence & Railing	Golden Bay Fence	Stockton	UB							38,675.00	NL		
Peramble	Earth Shelter	Lodi	UB							37,850.00			
Electric	Ray's Electric	Oakland	CB		205,400.00		205,400.00			205,400.00	C		
Masonry	R. Mazza Masonry	Concord	UB							57,318.00	NL		
Equipment	Playground Unlimited	Santa Clara	UB							51,618.00			
Project Totals				459,718.00	273,400.00	0.00	733,118.00	68,000.00	68,000.00	1,023,035.00		68,000	\$0
				44.94%	26.72%	0.00%	71.66%	100.00%	100.00%	100%		0%	0%

Requirements: The 50% requirements is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving 50% requirements. A LPGVSLBE's participation is double counted toward meeting the requirements.

LBE = Local Business Enterprise	UB = Uncertified Business	AI = Asian Indian
SLBE = Small Local Business Enterprise	CB = Certified Business	AP = Asian Pacific
Total LBE/SLBE = All Certified Local and Small Local Businesses	MBE = Minority Business Enterprise	C = Caucasian
NPLBE = NonProfit Local Business Enterprise	WBE = Women Business Enterprise	H = Hispanic
NPSLBE = NonProfit Small Local Business Enterprise		NA = Native American
		O = Other
		NL = Not Listed
		MO = Multiple Ownership

CITY OF OAKLAND BID SUMMARY
Public Works Department - Contract Services

PROJECT NAME: Durant Mini Park Improvements
PROJECT NO: C457610 REBID
BID DATE: September 25, 2014
ENGINEER'S ESTIMATE: \$630,000.00
BASIS OF AWARD: Base bid plus alternates in priority order
PROJECT MANAGER: Denise Louie
COMPLIANCE OFFICER: Vivian Inman
APPARENT LOW BIDDER: Beliveau Engineering Contractors, Inc.
ISSUED TO COMPLIANCE, PROJECT MANAGER AND ALL PRIME BIDDERS: September 29, 2014

COMMENTS: (1) Bid Alternate priority order is: Deductive Alternates 10,5,1,3,6,7,8,9,4,2. (2) Line 44 for B-Side Inc. appears to be a decimal point error in the unit price. Corrected by City in this summary spreadsheet.
(3) B-Side Inc., Malachi Paving & Grading Inc., and Wickman Development and Construction are deemed Non-Responsive. B-Side and Malachi submitted an incomplete Schedule R. Wickman Development's bid form is incomplete.

Documents Required With Bid	B-SIDE INC.		BAY CONSTRUCTION CO.		BELIVEAU ENGINEERING CONTRACTORS, INC.		MALACHI PAVING & GRADING INC.		WICKMAN DEVELOPMENT AND CONSTRUCTION	
	A, B	Y	A, B	Y	A, B	Y	A	Y	A, B	Y
Contractor's Bid Form and Bid Schedule	Y		Y		Y		Y		Y	
Correct Bidder License and Active per CSLB?	A, B	Y	A, B	Y	A, B	Y	A	Y	A, B	Y
Subcontractor Licenses Listed and Active per CSLB?	N		Y		Y		N		N	
Addendum acknowledgement	Y		Y		Y		Y		Y	
Bid Bond	Y		Y		Y		Y		Y	
Schedule K - Pending Dispute Disclosure	Y		Y		Y		Y		Y	
Schedule O - Campaign Contribution Limits	Y		Y		Y		Y		Y	
Schedule R - Subcontractor, Supplier, Trucker Listing	Y		Y		Y		Y		Y	
If Trucking is required, was one listed?	Y		Y		Y		Y		Y	

Engineer's Estimate							B-SIDE INC.		BAY CONSTRUCTION CO.		BELIVEAU ENGINEERING CONTRACTORS, INC.		MALACHI PAVING & GRADING INC.		WICKMAN DEVELOPMENT AND CONSTRUCTION	
Item Number	Spec. Section	Quantity	Unit of Measure	Item Description	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount	Unit Price	Total Amount
1		1	LS	Mobilization	\$12,600.00	12,600.00	980.00	980.00	14,000.00	14,000.00	15,000.00	15,000.00	14,151.00	14,151.00	18,000.00	18,000.00
2	2110	1	LS	Site Preparation	\$39,000.00	39,000.00	98,500.00	98,500.00	40,000.00	40,000.00	48,000.00	48,000.00	48,000.00	48,000.00	50,000.00	50,000.00
3	2200	1	LS	Earthwork	\$66,200.00	66,200.00	23,000.00	23,000.00	70,000.00	70,000.00	54,000.00	54,000.00	30,000.00	30,000.00	25,000.00	25,000.00
4	2212	1,992	SF	Decomposed Granite Paving	\$5.07	10,099.44	1.50	2,988.00	6.00	11,952.00	3.75	7,470.00	8.00	15,936.00	20.00	39,840.00
5	2850	1651	SF	Concrete Paving Color A	\$9.63	15,899.13	18.00	29,718.00	20.00	33,020.00	12.00	19,812.00	12.00	19,812.00	25.00	41,275.00
6	2850	446	SF	Concrete Paving Color B	\$9.63	4,294.98	22.00	9,812.00	20.00	8,920.00	12.00	5,352.00	14.00	6,244.00	30.00	13,380.00
7	2850	295	SF	City Standard Sidewalk	\$7.46	2,200.70	13.50	3,982.50	15.00	4,425.00	12.00	3,540.00	14.00	4,130.00	70.00	20,650.00
8	2850	315	LF	Concrete Band	\$25.40	8,001.00	22.00	6,930.00	60.00	18,900.00	44.00	13,860.00	16.00	5,040.00	30.00	9,450.00
9	2850	139	LF	Concrete Seatwall	\$228.70	31,789.30	241.00	33,499.00	100.00	13,900.00	500.00	69,500.00	200.00	27,800.00	400.00	55,600.00
10	2850	1	LS	Concrete Seat Platform	\$7,400.00	7,400.00	11,120.00	11,120.00	5,000.00	5,000.00	24,000.00	24,000.00	15,000.00	15,000.00	15,000.00	15,000.00
11	2850	1	LS	Concrete Driveway	\$2,500.00	2,500.00	1,900.00	1,900.00	3,000.00	3,000.00	1,500.00	1,500.00	6,000.00	6,000.00	15,000.00	15,000.00
12	2850	16	LF	Concrete Steps	\$100.00	1,600.00	210.00	3,360.00	312.50	5,000.00	400.00	6,400.00	200.00	3,200.00	2,000.00	32,000.00
13	2852	1	LS	Dampproofing	\$2,400.00	2,400.00	5,200.00	5,200.00	2,000.00	2,000.00	1,500.00	1,500.00	3,000.00	3,000.00	10,000.00	10,000.00
14	2725	30	LF	6" DIA Solid Drain Pipe	\$43.33	1,299.90	89.00	2,670.00	150.00	4,500.00	50.00	1,500.00	65.00	1,950.00	50.00	1,500.00
15	2725	124	LF	4" DIA Solid Drain Pipe	\$30.65	3,800.60	76.00	9,424.00	120.00	14,880.00	50.00	6,200.00	50.00	6,200.00	50.00	6,200.00

CITY OF OAKLAND BID SUMMARY
Public Works Department - Contract Services

16	2725	516	LF	4" DIA Perforated Drain Pipe	\$35.66	18,400.56	88.00	45,408.00	40.00	20,640.00	50.00	25,800.00	30.00	15,480.00	50.00	25,800.00
17	2725	1	LS	S/W Underdrain	\$1,000.00	1,000.00	1,800.00	1,800.00	10,000.00	10,000.00	1,000.00	1,000.00	2,000.00	2,000.00	5,000.00	5,000.00
18	2725	6	EA	12"x12" Catch Basin	\$1,617.00	9,702.00	250.00	1,500.00	600.00	3,600.00	1,500.00	9,000.00	2,000.00	12,000.00	3,000.00	18,000.00
19	2810	1	LS	Irrigation System	\$34,200.00	34,200.00	39,000.00	39,000.00	50,000.00	50,000.00	43,000.00	43,000.00	60,000.00	60,000.00	40,000.00	40,000.00
20	2830	201	LF	Chain Link Fence on Wall Type C - 6 Ft. Ht.	\$60.70	12,200.70	112.00	22,512.00	120.00	24,120.00	90.00	18,090.00	80.00	16,080.00	200.00	40,200.00
21	2795	2,845	SF	Interlocking Concrete Pavers - Permeable	\$12.20	34,709.00	14.00	39,830.00	14.00	39,830.00	15.00	42,675.00	20.00	56,900.00	20.00	56,900.00
22	2870	2	EA	Bicycle Rack	\$300.00	600.00	240.00	480.00	100.00	200.00	1,700.00	3,400.00	1,200.00	2,400.00	2,000.00	4,000.00
23	2870	1	EA	Drink Fountain	\$7,600.00	7,600.00	4,800.00	4,800.00	5,000.00	5,000.00	2,500.00	2,500.00	8,000.00	8,000.00	10,000.00	10,000.00
24	2870	115	LF	Domestic Water Line	\$40.00	4,600.00	98.00	11,270.00	100.00	11,500.00	90.00	10,350.00	30.00	3,450.00	15.00	1,725.00
25	2870	1	LS	Backflow Preventer, Enclosure and Pressure Regulator	\$3,000.00	3,000.00	1,500.00	1,500.00	2,000.00	2,000.00	3,500.00	3,500.00	6,000.00	6,000.00	10,000.00	10,000.00
26	2870	2	EA	Picnic Table	\$3,550.00	7,100.00	500.00	1,000.00	350.00	700.00	3,500.00	7,000.00	2,500.00	5,000.00	10,000.00	20,000.00
27	2870	1	EA	Picnic Table - Wheelchair Accessible	\$3,500.00	3,500.00	800.00	800.00	1,000.00	1,000.00	4,100.00	4,100.00	2,600.00	2,600.00	10,000.00	10,000.00
28	2870	1	EA	Game Table - 3 Seat	\$1,900.00	1,900.00	2,400.00	2,400.00	1,500.00	1,500.00	3,500.00	3,500.00	3,000.00	3,000.00	10,000.00	10,000.00
29	2870	1	EA	Game Table - 4 Seat	\$1,900.00	1,900.00	3,800.00	3,800.00	1,500.00	1,500.00	4,100.00	4,100.00	3,500.00	3,500.00	10,000.00	10,000.00
30	2870	3	EA	Bench	\$2,033.33	6,099.99	3,200.00	9,600.00	1,000.00	3,000.00	2,500.00	7,500.00	1,800.00	5,400.00	10,000.00	30,000.00
31	2870	2	EA	Trash Receptacle	\$2,000.00	4,000.00	500.00	1,000.00	3,000.00	6,000.00	2,000.00	4,000.00	1,400.00	2,800.00	10,000.00	20,000.00
32	2870	2	EA	Barbeque Grill	\$1,000.00	2,000.00	600.00	1,200.00	500.00	1,000.00	1,800.00	3,600.00	1,450.00	2,900.00	10,000.00	20,000.00
33	2870	1	EA	Hot Ash Receptacle	\$810.00	810.00	280.00	280.00	400.00	400.00	2,200.00	2,200.00	4,000.00	4,000.00	5,000.00	5,000.00
34	2870	1	EA	Interpretive Sign	\$2,000.00	2,000.00	432.00	432.00	3,000.00	3,000.00	5,000.00	5,000.00	3,500.00	3,500.00	5,000.00	5,000.00
35	5520	1	EA	Metal Park Sign	\$1,000.00	1,000.00	450.00	450.00	5,000.00	5,000.00	1,200.00	1,200.00	3,500.00	3,500.00	2,000.00	2,000.00
36	2870	3	EA	Relocation of Existing Sign	\$200.00	600.00	680.00	2,040.00	1,333.34	4,000.02	400.00	1,200.00	500.00	1,500.00	1,000.00	3,000.00
37	2870	2	EA	Hose Bib	\$500.00	1,000.00	650.00	1,300.00	1,000.00	2,000.00	1,500.00	3,000.00	400.00	800.00	5,000.00	10,000.00
38	2725	3	EA	Clean Outs	\$500.00	1,500.00	350.00	1,050.00	1,000.00	3,000.00	500.00	1,500.00	500.00	1,500.00	5,000.00	15,000.00
39	2880	1	LS	Play and Fitness Equipment	\$58,000.00	58,000.00	23,000.00	23,000.00	34,000.00	34,000.00	62,000.00	62,000.00	70,000.00	70,000.00	60,000.00	60,000.00
40	2880	2668	SF	Resilient Surfacing	\$20.25	54,027.00	12.00	32,016.00	20.00	53,360.00	16.50	44,022.00	20.00	53,360.00	22.49	60,003.32
41	2911	1	LS	Landscape Soil Preparation	\$2,600.00	2,600.00	12,000.00	12,000.00	30,000.00	30,000.00	1,200.00	1,200.00	10,000.00	10,000.00	40,000.00	40,000.00
42	2911	1	LS	Bio-treatment Soil	\$1,600.00	1,600.00	15,000.00	15,000.00	15,000.00	15,000.00	2,500.00	2,500.00	8,000.00	8,000.00	15,000.00	15,000.00
43	2911	1	LS	Planter Soil Mix	\$500.00	500.00	6,000.00	6,000.00	8,000.00	8,000.00	4,000.00	4,000.00	4,000.00	4,000.00	15,000.00	15,000.00
44	2934	10	EA	Tree	\$400.00	4,000.00	300.00	3,000.00	500.00	5,000.00	325.00	3,250.00	450.00	4,500.00	1,000.00	10,000.00
45	2934	101	EA	Shrub - 5 Gallon	\$29.70	2,999.70	37.00	3,737.00	100.00	10,100.00	30.00	3,030.00	50.00	5,050.00	500.00	50,500.00
46	2934	485	EA	Shrub - 1 Gallon	\$12.16	5,897.60	21.00	10,185.00	50.00	24,250.00	12.00	5,820.00	25.00	12,125.00	20.00	9,700.00
47	2934	55	EA	Vine	\$29.09	1,599.95	12.00	660.00	50.00	2,750.00	30.00	1,650.00	40.00	2,200.00	20.00	1,100.00
48	2934	675	SF	Turf	\$1.02	688.50	3.00	2,025.00	10.00	6,750.00	1.00	675.00	2.50	1,687.50	-	-
49	2934	1	LS	Mulch	\$800.00	800.00	2,500.00	2,500.00	8,000.00	8,000.00	1,000.00	1,000.00	3,000.00	3,000.00	-	-
50	2934	110	LF	Root Barrier	\$7.27	799.70	6.50	715.00	50.00	5,500.00	9.00	990.00	17.00	1,870.00	-	-
51	2935	1	LS	Landscape Maintenance	\$3,000.00	3,000.00	21,000.00	21,000.00	3,000.00	3,000.00	10,000.00	10,000.00	12,000.00	12,000.00	-	-
52	4200	35	LF	Retaining Wall, Type A	\$300.00	10,500.00	155.00	5,425.00	150.00	5,250.00	185.00	6,475.00	350.00	12,250.00	-	-

CITY OF OAKLAND BID SUMMARY
Public Works Department - Contract Services

53	4200	18	LF	Retaining Wall, Type B	\$100.00	1,800.00	175.00	3,150.00	150.00	2,700.00	185.00	3,330.00	300.00	5,400.00			-
54	4200	202	LF	Retaining Wall, Type C	\$177.23	35,800.46	186.00	37,572.00	100.00	20,200.00	185.00	37,370.00	150.00	30,300.00			-
55	4200	612	SFF	Portland Cement Plaster	\$6.05	3,702.60	14.00	8,568.00	13.00	7,956.00	10.00	6,120.00	12.00	7,344.00			-
56	5520	31	LF	Tubular Steel Fence - 4' High	\$100.00	3,100.00	175.00	5,425.00	500.00	15,500.00	258.00	7,998.00	100.00	3,100.00			-
Engineer's Estimate							B-SIDE INC.		BAY CONSTRUCTION CO.		BELIVEAU ENGINEERING CONTRACTORS, INC.		MALACHI PAVING & GRADING INC.		WICKMAN DEVELOPMENT AND CONSTRUCTION		
57	5520	92	LF	Tubular Steel Fence - 6' High	\$250.00	23,000.00	352.00	32,384.00	391.31	36,000.52	272.00	25,024.00	110.00	10,120.00			-
58	5520	1	LS	Tubular Steel Entry Gate - Double	\$2,800.00	2,800.00	18,140.00	18,140.00	10,000.00	10,000.00	5,000.00	5,000.00	3,500.00	3,500.00			-
59	6100	1	LS	Site Carpentry	\$8,800.00	8,800.00	19,000.00	19,000.00	30,000.00	30,000.00	22,000.00	22,000.00	10,250.00	10,250.00			-
60	16520	1	LS	Site Electrical	\$33,000.00	33,000.00	48,000.00	48,000.00	10,000.00	10,000.00	30,000.00	30,000.00	38,000.00	38,000.00			-
61	9910	1	LS	Painting and Anti-Graffiti Coating	\$2,500.00	2,500.00	5,000.00	5,000.00	10,000.00	10,000.00	12,000.00	12,000.00	3,000.00	3,000.00			-
62	7-3	1	LS	DEDUCT Cost of Commercial Liability Insurance Coverage*	-	-	(4,500.00)	(4,500.00)	(3,000.00)	(3,000.00)	(7,500.00)	(7,500.00)	(1.00)	(1.00)	(1,000.00)	(1,000.00)	
63	7-3	1	LS	DEDUCT Cost of Worker's Compensation Insurance Coverage*	-	-	(8,900.00)	(8,900.00)	(10,000.00)	(10,000.00)	(10,000.00)	(10,000.00)	(1.00)	(1.00)	(1,000.00)	(1,000.00)	
64	7-3	1	LS	DEDUCT Cost of Excess Liability or Umbrella Insurance Coverage*	-	-	(3,200.00)	(3,200.00)	(1,500.00)	(1,500.00)	(3,800.00)	(3,800.00)	(1.00)	(1.00)	(1,000.00)	(1,000.00)	
Total of Base Bid Items per spreadsheet calculation						630,022.81		734,437.50		787,303.54		759,003.00		739,826.50			982,823.32
Total of Base Bid Items per contractor calculation								770,257.50		787,303.54		759,003.00		749,766.50			920,000.00
% Over / Under Engineer's Estimate								1.17		1.25		1.20		1.17			1.56
1	02850 02725 02911 06100	1	LS	Planters at Community Garden	\$3,982.00	3,982.00	11,200.00	11,200.00	10,000.00	10,000.00	6,000.00	6,000.00	16,000.00	16,000.00	2,000.00	2,000.00	
Bid Alternate A, per spreadsheet calculation						3,982.00		11,200.00		10,000.00		6,000.00		16,000.00			2,000.00
Bid Alternate A, per contractor calculation								11,200.00		10,000.00		6,000.00		16,000.00			2,000.00
1	2830	1	LS	Planters at Community Garden	\$8,200.50	8,200.50	8,900.00	8,900.00	8,000.00	8,000.00	11,000.00	11,000.00	15,000.00	15,000.00	2,000.00	2,000.00	
Bid Alternate B, per spreadsheet calculation						8,200.50		8,900.00		8,000.00		11,000.00		15,000.00			2,000.00
Bid Alternate B, per contractor calculation								8,900.00		8,000.00		11,000.00		15,000.00			2,000.00
1	02810 02850 02934	1	LS	Bench and Concrete Deletion See Deductive Alternate Schedule, Sheet L2, Item 1	\$2,100.00	2,100.00	2,300.00	2,300.00	3,000.00	3,000.00	3,000.00	3,000.00	9,000.00	9,000.00	2,000.00	2,000.00	
2	02850 02880 02212 02850	1	LS	Concrete Seatwall Deletion See Deductive Alternate Schedule, Sheet L2, Item 2	\$2,100.00	2,100.00	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00	3,000.00	1,800.00	1,800.00	2,000.00	2,000.00	
3	02850 02880 02870	1	LS	Concrete Seatwall Deletion See Deductive Alternate Schedule, Sheet L2, Item 3	\$2,300.00	2,300.00	3,000.00	3,000.00	2,000.00	2,000.00	3,000.00	3,000.00	2,000.00	2,000.00	1,500.00	1,500.00	
4	02850 02880 16520	1	LS	Concrete Seatwall Deletion See Deductive Alternate Schedule, Sheet L2, Item 4	\$1,600.00	1,600.00	2,100.00	2,100.00	3,000.00	3,000.00	2,400.00	2,400.00	2,000.00	2,000.00	1,500.00	1,500.00	
5	02830 05520 02212	1	LS	Fence Replacement See Deductive Alternate Schedule, Sheet L2, Item 5	\$2,000.00	2,000.00	4,200.00	4,200.00	2,000.00	2,000.00	5,000.00	5,000.00	1,240.00	1,240.00	1,500.00	1,500.00	
6	02810 02850 02934	1	LS	Deletion of Seatwall, Concrete Band, Concrete Steps, DG Paving and Concrete Paving. See Deductive Alternate Schedule, Sheet L2, Item 6	\$12,500.00	12,500.00	8,900.00	8,900.00	3,000.00	3,000.00	33,000.00	33,000.00	18,000.00	18,000.00	8,500.00	8,500.00	
7	02795 02850	1	LS	Replacement of Permeable Pavers with Color Concrete. See Deductive Alternate Schedule, Sheet L2, Item 7	\$7,500.00	7,500.00	8,300.00	8,300.00	10,000.00	10,000.00	10,000.00	10,000.00	11,380.00	11,380.00	6,000.00	6,000.00	
8	2850 2870	1	LS	Drinking Fountain Deletion. See Deductive Alternate Schedule, Sheet L2, Item 8	\$8,300.00	8,300.00	4,800.00	4,800.00	5,000.00	5,000.00	4,500.00	4,500.00	3,850.00	3,850.00	8,000.00	8,000.00	

CITY OF OAKLAND BID SUMMARY
Public Works Department - Contract Services

9	2212 2870	1	LS	Deletion of Section of Domestic Water Line and Hose Bib. See Deductive Alternate Schedule, Sheet L2, Item 9	\$2,300.00	2,300.00	3,500.00	3,500.00	5,000.00	5,000.00	3,000.00	3,000.00	1,840.00	1,840.00	8,000.00	8,000.00
10	5520 9910	1	LS	Replacement of Custom Security Fence See Deductive Alternate Schuedule, Sheet L2, Item 10	\$7,500.00	7,500.00	3,400.00	3,400.00	10,000.00	10,000.00	12,000.00	12,000.00	2,760.00	2,760.00	8,000.00	8,000.00
Bid Alternate - Deduct, per spreadsheet calculation						48,200.00		43,500.00		46,000.00		78,900.00		53,870.00		47,000.00
Bid Alternate - Deduct, per contractor calculation							43,500.00		46,000.00		78,900.00		53,870.00		47,000.00	

Total of Base Bid Items minus Deduct Alternates:						B-SIDE INC.	BAY CONSTRUCTION CO.	BELVEAU ENGINEERING CONTRACTORS, INC.	MALACHI PAVING & GRADING INC.	WICKMAN DEVELOPMENT AND CONSTRUCTION	
PRIORITY ORDER							734,437.50	787,303.54	759,003.00	739,826.50	982,823.32
10	5520 9910	1	LS	Replacement of Custom Security Fence See Deductive Alternate Schuedule, Sheet L2, Item 10		(3,400.00)	(10,000.00)	(12,000.00)	(2,760.00)	(8,000.00)	
						731,037.50	777,303.54	747,003.00	737,066.50	974,823.32	
5	02830 05520	1	LS	Fence Replacement See Deductive Alternate Schedule, Sheet L2, Item 5		(42,000.00)	(2,000.00)	(5,000.00)	(1,240.00)	(1,500.00)	
						689,037.50	775,303.54	742,003.00	735,826.50	973,323.32	
1	02810 02850 02934	1	LS	Bench and Concrete Deletion See Deductive Alternate Schedule, Sheet L2, Item 1		2,300.00	(3,000.00)	(3,000.00)	(9,000.00)	(2,000.00)	
						691,337.50	772,303.54	739,003.00	726,826.50	971,323.32	
3	02212 02850 02870	1	LS	See Deductive Alternate Schedule, Sheet L2, Item 3		(3,000.00)	(2,000.00)	(3,000.00)	(2,000.00)	(1,500.00)	
						688,337.50	770,303.54	736,003.00	724,826.50	969,823.32	
6	02212 02810 02850 02934	1	LS	Deletion of Seatwall, Concrete Band, Concrete Steps, DG Paving and Concrete Paving. See Deductive Alternate Schedule, Sheet L2, Item 6		(8,900.00)	(3,000.00)	(33,000.00)	(18,000.00)	(8,500.00)	
						679,437.50	767,303.54	703,003.00	706,826.50	961,323.32	
7	02795 02850	1	LS	Replacement of Permeable Pavers with Color Concrete. See Deductive Alternate Schedule, Sheet L2, Item 7		(8,300.00)	(10,000.00)	(10,000.00)	(11,380.00)	(6,000.00)	
						671,137.50	757,303.54	693,003.00	695,446.50	955,323.32	
8	2850 2870	1	LS	Drinking Fountain Deletion. See Deductive Alternate Schedule, Sheet L2, Item 8		(4,800.00)	(5,000.00)	(4,500.00)	(3,850.00)	(8,000.00)	
						666,337.50	752,303.54	688,503.00	691,596.50	947,323.32	
9	2212 2870	1	LS	Deletion of Section of Domestic Water Line and Hose Bib. See Deductive Alternate Schedule, Sheet L2, Item 9		(3,500.00)	(5,000.00)	(3,000.00)	(1,840.00)	(8,000.00)	
						662,837.50	747,303.54	685,503.00	689,756.50	939,323.32	
4	02850 02880 16520	1	LS	Concrete Seatwall Deletion See Deductive Alternate Schedule, Sheet L2, Item 4		(2,100.00)	(3,000.00)	(24,000.00)	(2,000.00)	(1,500.00)	
						660,737.50	744,303.54	661,503.00	687,756.50	937,823.32	
2	02850 02880	1	LS	Concrete Seatwall Deletion See Deductive Alternate Schedule, Sheet L2, Item 2		(3,000.00)	(3,000.00)	(3,000.00)	(1,800.00)	(2,000.00)	
						657,737.50	741,303.54	658,503.00	685,956.50	935,823.32	



INTER OFFICE MEMORANDUM

TO: Denise Louie
CIP Coordinator

FROM: Deborah Barnes, *Deborah Barnes*
Director, Contracts & Compliance

SUBJECT: Compliance Analysis
Durant Mini Park Improvements - Rebid
Project No. C457610

DATE: October 14, 2014

Contracts and Compliance reviewed five (5) bids in response to the above referenced project. Please find below the compliance analysis for the minimum 50% Local/Small Local Business Enterprise (L/SLBE) participation requirement, a preliminary compliance review of the Equal Benefits Ordinance (EBO), and a record of the lowest responsible bidder's compliance with the 50% Local Employment (LEP) & 15% Oakland Apprenticeship Programs on the apparent low bidder's most recently completed City of Oakland project.

Responsive to L/SLBE and/or EBO Policies		Proposed Participation					Earned Credits and Discounts			EBO Compliant? Y/N
Company Name	Original Bid Amount	Total LBE/SLBE	LBE	SLBE	*VSLBE/LPG	L/SLBE Trucking	Total Credited participation	Earned Bid Discounts	Adjusted Bid Amount	
Beliveau Eng. Contractors	\$759,003.00	78.70%	0.00%	78.70%	0.00%	100%	78.70%	3%	\$736,232.91	Y
Bay Construction Co, Inc.	\$787,303.54	68.83%	0.00%	68.83%	0.00%	100%	68.83%	3%	\$763,684.43	Y
Wickman Development & Construction	\$982,823.32	53.32%	3.05%	15.21%	35.05%	100%	53.32%	4%	\$943,510.39	Y

*Proposed VSLBE/LPG participation is valued at 35.05%. Per the L/SLBE Program, VSLBE/LPG's participation is double counted towards meeting the requirement. Therefore, the VSLBE/LPG value is 70.10%.

Comments: As noted above, three firms exceeded the minimum 50% L/SLBE participation requirement. Wickman Development & Construction is not in compliance with EBO and must do so prior to contract execution.

Non-Responsive to L/SLBE and/or EBO Policies		Proposed Participation					Earned Credits and Discounts			EBO Compliant? Y/N
Company Name	Original Bid Amount	Total LBE/SLBE	LBE	SLBE	*VSLBE/LPG	L/SLBE Trucking	Total Credited participation	Earned Bid Discounts	Adjusted Bid Amount	
B Side	\$734,437.50	0.00%	0.00%	0%	0%	0%	0%	0%	NA	Y
Malachi Paving & Grading	\$739,825.50	0.74%	0.00%	0.74%	0%	100%	0%	0%	NA	N

Comments: B Side submitted a Schedule R, however, dollars amounts were not provided for the listed subcontractors. Malachi Paving & Grading failed to meet the minimum 50% L/SLBE participation requirement. Both firms are deemed non-compliant with the City's L/SLBE requirement and Malachi Paving & Grading is not EBO compliant.

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: Peralta Hacienda Park De Anza Improvement Project
Project Name: Beliveau Engineering **Project No.** C284540

50% Local Employment Program (LEP)

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

15% Oakland Apprenticeship Program

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

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			
6896	0	50%	3448	100%	3448	0	0	100%	1034	15%	1034	0

Comments: Beliveau Engineering met the LEP's 50% resident hiring goal with **100%** resident employment and met the 15% Oakland Apprenticeship goals with 516 on-site and 516 off-site hours.

Should you have any questions, you may contact Vivian Inman, Contract Compliance Officer at (510) 238-6261.



Contracts and Compliance Project Evaluation Report

Project No: C457610

Project Name: DURANT MINI PARK IMPROVEMENTS -Rebid

Contractor: Beliveau Engineering Contractors

<u>Engineer's Estimate:</u>	<u>Contractor's Bid Amount:</u>	<u>Under/Over Engineer's Estimate:</u>
\$630,000.00	\$759,003.00	(\$129,003.00)
<u>Discounted Bid Amount:</u>	<u>Amount of Bid Discount:</u>	<u>Discount Points:</u>
\$736,232.91	\$22,770.09	3.00%

-
1. Did the 50% Local/Small Local requirement apply? Yes
 2. Did the contractor meet the 50% requirement? Yes
 - a) % of LBE participation 0.00%
 - b) % of SLBE participation 78.70%
 - c) % of VSLBE/LPG participation 0.00% 0.00% (double counted value)
 3. Did the contractor meet the Trucking requirement? Yes
 - a) % of SLBE/LBE trucking participation 100.00%
 - b) % of VSLBE trucking participation 0.00%
 4. Did the Contractor receive any bid discount? Yes

(if yes, list the percentage received) 3.00%
 5. Additional Comments
 6. Date evaluation completed and returned to initiating department. 10/13/2014

Reviewing Officer: Vivian Inman

Reviewing Officer Date: 10/13/2014

Approved By: Shelley Darenburg

Approved By Date: 10/13/14

LBE/SLBE/VSLBE/LPG PARTICIPATION

Project Name: DURANT MINI PARK IMPROVEMENTS -Rebid

Project No: C457610

Engineers Estimate: \$630,000.00

Under/Over Engineers Estimate: (\$129,003.00)

No. Discipline	Contractor	Cert. Location Status	LBE	SLBE	VSLBE/LPG	L/SLBE Trucking	UB Trucking	UB Dollars	For Tracking Only			
									Ethn	MBE	WBE	
1 Prime	Beliveau Engineering Contractors	Oakland CB		514,635.00					C			
2 Trucking	All City Trucking, Inc.	Oakland CB		15,000.00		15,000.00		0.00	AI	15,000.00		
3 Electrical	W. Bradley Electric	Novato UB						26,700.00	C			
4 Safety Surface	Tot Turf	Oakland UB						39,967.00	C			
5 Play	Playground Only	Santa Clara UB						13,575.00	C			
6 Pavers	Earth Shelter	Lodi UB						38,700.00	C			
7 Play	Play Craft Direct	Grand Pass UB						42,665.00	C			
8 Landscape	RMT Landscape	Oakland CB		67,715.00					H	67,715.00		
Project Totals:				597,350.00		15,000.00		161,607.00		82,715.00		
				78.70%		100.00%		21.29%		10.90%		

REQUIREMENTS: The 50% Requirements, is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving the 50% requirements and a VSLBE/LPG/VSLBE Trucking firm can be counted double towards achieving the 50% requirements.

Total LBE \ SLBE \$ and %: \$597,350.00 78.70% **Total Bid Amount: \$759,003.00**
Total LBE \ SLBE Trucking \$ and %: \$15,000.00 100.00% **Total Participation of VSLBE / SLBE / LBE / LPG: 78.70%**
Total VSLBE/LPG \$ and %:

LBE = Local Business Enterprise
 SLBE = Small Local Business Enterprise
 VSLBE = Very Small Local Business Enterprise
 LPG = Locally Produced Goods
 NPSLBE = NonProfit Small Local Business Enterprise
 NPLBE = NonProfit Local Business Enterprise
 UB = Uncertified Business
 CB = Certified Business
 MBE = Minority Business Enterprise
 WBE = Women Business Enterprise

*** Note:**

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



Contracts and Compliance Project Evaluation Report

Project No: C457610

Project Name: DURANT MINI PARK IMPROVEMENTS -Rebid

Contractor: Bay Construction Company, Inc.

<u>Engineer's Estimate:</u>	<u>Contractor's Bid Amount:</u>	<u>Under/Over Engineer's Estimate:</u>
\$630,000.00	\$787,303.54	(\$157,303.54)
<u>Discounted Bid Amount:</u>	<u>Amount of Bid Discount:</u>	<u>Discount Points:</u>
\$763,684.43	\$23,619.11	3.00%

1. **Did the 50% Local/Small Local requirement apply?** Yes

2. **Did the contractor meet the 50% requirement?** Yes
 - a) % of LBE participation 0.00%
 - b) % of SLBE participation 68.83%
 - c) % of VSLBE/LPG participation 0.00% 0.00% (double counted value)

3. **Did the contractor meet the Trucking requirement?** Yes
 - a) % of SLBE/LBE trucking participation 100.00%
 - b) % of VSLBE trucking participation 0.00%

4. **Did the Contractor receive any bid discount?** Yes

(if yes, list the percentage received) 3.00%

5. **Additional Comments**

6. **Date evaluation completed and returned to initiating department.** 10/13/2014

Reviewing Officer: Vivian Inman

Reviewing Officer Date: 10/13/2014

Approved By: Shalley Darenobry

Approved By Date: 10/13/14

Tuesday, October 14, 2014

LBE/SLBE/VSLBE/LPG PARTICIPATION

Bidder 4

Project Name: DURANT MINI PARK IMPROVEMENTS -Rebid

Project No: C457610

Engineers Estimate: \$630,000.00

Under/Over Engineers Estimate: (\$157,303.54)

No. Discipline	Contractor	Location	Cert. Status	LBE	SLBE	VSLBE/LPG	L/SLBE Trucking	UB Trucking	UB Dollars	For Tracking Only		
										Ethn	MBE	WBE
1 Prime	Bay Construction Company, Inc.	Oakland	CB		537,894.44					A	537,894.44	
2 Play Structure	Playgrounds Unlimited	Santa Clara	UB						51,617.68	NL		
3 Masonry	John Jackson Masonry	Sacramento	UB						62,585.00	NL		
4 SWPPP	Verux	Sacramento	UB						20,100.00	NL		
5 Fence	Golden Bay Fence Co.	Stockton	UB						48,186.00	NL		
6 Equipment	Ross Recreation Equipment	Santa Rosa	UB						12,522.42	NL		
7 Play	Wilto Built Creative Builders, Inc.	Petaluma	UB						28,898.00	NL		
8 Trucking	CJC Trucking	Oakland	CB		4,000.00		4,000.00			AA	4,000.00	
9 Electrical	St. Francis Electric	San Leandro	UB						21,500.00	NL		
Project Totals:					541,894.44		4,000.00		245,409.10		541,894.44	
					68.83%		100.00%		31.17%		68.83%	

REQUIREMENTS: The 50% Requirements, is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving the 50% requirements and a VSLBE/LPG/VSLBE Trucking firm can be counted double towards achieving the 50% requirements.

LBE = Local Business Enterprise
 SLBE = Small Local Business Enterprise
 VSLBE = Very Small Local Business Enterprise
 LPG = Locally Produced Goods
 NPSLBE = NonProfit Small Local Business Enterprise
 NPLBE = NonProfit Local Business Enterprise

UB = Uncertified Business
 CB = Certified Business
 MBE = Minority Business Enterprise
 WBE = Women Business Enterprise

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

Total LBE \ SLBE \$ and %: **\$541,894.44 68.83%** Total Bid Amount: **\$787,303.54**
 Total LBE \ SLBE Trucking \$ and %: **\$4,000.00 100.00%** Total Participation of VSLBE / SLBE / LBE / LPG: **68.83%**
 Total VSLBE/LPG \$ and %:

* Note:



Contracts and Compliance Project Evaluation Report

Project No: C457610

Project Name: DURANT MINI PARK IMPROVEMENTS -Rebid

Contractor: Wickman Development & Construction

<u>Engineer's Estimate:</u>	<u>Contractor's Bid Amount:</u>	<u>Under/Over Engineer's Estimate:</u>
\$630,000.00	\$982,823.32	(\$352,823.32)
<u>Discounted Bid Amount:</u>	<u>Amount of Bid Discount:</u>	<u>Discount Points:</u>
\$943,510.39	\$39,312.93	4.00%

-
1. Did the 50% Local/Small Local requirement apply? Yes
2. Did the contractor meet the 50% requirement? Yes
- | | | |
|---------------------------------|---------------|--------------------------------------|
| a) % of LBE participation | <u>3.05%</u> | |
| b) % of SLBE participation | <u>15.21%</u> | |
| c) % of VSLBE/LPG participation | <u>35.05%</u> | <u>70.10% (double counted value)</u> |
3. Did the contractor meet the Trucking requirement? Yes
- | | |
|---|----------------|
| a) % of SLBE/LBE trucking participation | <u>100.00%</u> |
| b) % of VSLBE trucking participation | <u>0.00%</u> |
4. Did the Contractor receive any bid discount? Yes
- (if yes, list the percentage received) 4.00%
5. Additional Comments
6. Date evaluation completed and returned to initiating department. 10/13/2014

Reviewing Officer: Vivian Inman

Reviewing Officer Date: 10/13/2014

Approved By: Shelley Darenburg

Approved By Date: 10/13/14

LBE/SLBE/VSLBE/LPG PARTICIPATION

Project Name: DURANT MINI PARK IMPROVEMENTS -Rebid

Project No: C457610

Engineers Estimate: \$630,000.00

Under/Over Engineers Estimate: (\$352,823.32)

No. Discipline	Contractor	Location	Cert. Status	LBE	SLBE	VSLBE/LPG	L/SLBE Trucking	UB Trucking	UB Dollars	For Tracking Only		
										Ethn	MBE	WBE
1 Prime	Wickman Development & Construction	San Francisco	UB						389,429.30	NL		
2 Trucking	Williams Trucking	Oakland	CB		15,000.00		15,000.00			AA	15,000.00	
3 Electrical	Beci Electric	Oakland	CB	30,000.00						C		30,000.00
4 Safety	Robertson Industries dba Tot Turf	Oakland	UB						39,967.00	NL		
5 Planting/Irrigati	RMT Landscaping	Oakland	CB		67,715.00					H	67,715.00	
6 Play	Magdave & Associates	Oakland	CB			344,500.00				AA	344,500.00	
7 Fencing	California Fence Supply	Fremont	UB						55,761.00	NL		
8 Anti Graffiti	KBI Painting	Petaluma	UB						13,600.00	NL		
9 Plumbing	Comack Plumbing	Oakland	CB		34,818.00					AA	34,818.00	
10 Demolition	Dekay Demolition	Oakland	CB		32,000.00					H	32,000.00	

Project Totals: 30,000.00 149,533.00 344,500.00 15,000.00 498,757.30 494,033.00 30,000.00
 3.05% 15.21% 35.05% 100.00% 50.75% 50.27% 3.05%

REQUIREMENTS: The 50% Requirements, is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving the 50% requirements and a VSLBE/LPG/VSLBE Trucking firm can be counted double towards achieving the 50% requirements.

LBE = Local Business Enterprise
 SLBE = Small Local Business Enterprise
 VSLBE = Very Small Local Business Enterprise
 LPG = Locally Produced Goods
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 NPLBE = NonProfit Local Business Enterprise
 UB = Uncertified Business
 CB = Certified Business
 MBE = Minority Business Enterprise
 WBE = Women Business Enterprise

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

Total LBE \ SLBE \$ and %: \$179,533.00 18.27% Total Bid Amount: **\$982,823.32**
 Total LBE \ SLBE Trucking \$ and %: \$15,000.00 100.00% Total Participation of
 Total VSLBE/LPG \$ and %: \$344,500.00 35.05% VSLBE / SLBE / LBE / LPG: **53.32%**

*** Note:** *Proposed VSLBE/LPG participation for Wickman Development & Construction is valued at 35.05%, however, per the L/SLBE Program a VSLBE/LPG's participation is double counted towards meeting the requirement. Therefore, the VSLBE/LPG value is 70.10%.



Contracts and Compliance Project Evaluation Report

Project No: C457610

Project Name: DURANT MINI PARK IMPROVEMENTS -Rebid

Contractor: B Side

<u>Engineer's Estimate:</u>	<u>Contractor's Bid Amount:</u>	<u>Under/Over Engineer's Estimate:</u>
\$630,000.00	\$734,437.50	(\$104,437.50)
<u>Discounted Bid Amount:</u>	<u>Amount of Bid Discount:</u>	<u>Discount Points:</u>
\$734,437.50	\$0.00	0.00%

-
1. Did the 50% Local/Small Local requirement apply? Yes
2. Did the contractor meet the 50% requirement? No
- a) % of LBE participation 0.00%
- b) % of SLBE participation 0.00%
- c) % of VSLBE/LPG participation 0.00% 0.00% (double counted value)
3. Did the contractor meet the Trucking requirement? Yes
- a) % of SLBE/LBE trucking participation 0.00%
- b) % of VSLBE trucking participation 0.00%
4. Did the Contractor receive any bid discount? No
- (if yes, list the percentage received) 0.00%
5. Additional Comments Firm failed to list dollar amounts for the listed subcontractors, therefore the firm is deemed non-compliant.
6. Date evaluation completed and returned to initiating department. 10/13/2014

Reviewing Officer: Vivian Inman

Reviewing Officer Date: 10/13/2014

Approved By: Shelley Qarensbrug

Approved By Date: 10/13/14

Monday, October 13, 2014

LBE/SLBE/VSLBE/LPG PARTICIPATION

Bidder 1

Project Name: DURANT MINI PARK IMPROVEMENTS -Rebid

Project No: C457610

Engineers Estimate: \$630,000.00

Under/Over Engineers Estimate: (\$104,437.50)

No. Discipline	Contractor	Cert. Location	Status	LBE	SLBE	VSLBE/LPG	L/SLBE Trucking	UB Trucking	UB Dollars	For Tracking Only		
										Ethn	MBE	WBE
1 Prime	B Side	Oakland	CB							C		
2 Trucking	S&S Trucking	Oakland	CB							H	0.00	
3 Paving	Five Star Concrete	Unknown	UB							NL		
4 Demo	Go Green Demo	Oakland	UB							NL		
5 Landscaping	Four Dimensions Landsape	Oakland	CB							NL		
5 Masonry	Creative Masonry, Inc.	Livermore	UB							NL		

Project Totals:

0.00

0.00%

REQUIREMENTS: The 50% Requirements, is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving the 50% requirements and a VSLBE/LPG/VSLBE Trucking firm can be counted double towards achieving the 50% requirements.

Total LBE \ SLBE \$ and %:

\$0.00

0.00%

Total Bid Amount: **\$734,437.50**

Total LBE \ SLBE Trucking \$ and %:

Total VSLBE/LPG \$ and %:

Total Participation of VSLBE / SLBE / LBE / LPG: **0 . 0 0 %**

LBE = Local Business Enterprise
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 VSLBE = Very Small Local Business Enterprise
 LPG = Locally Produced Goods
 NPSLBE = NonProfit Small Local Business Enterprise
 NPLBE = NonProfit Local Business Enterprise
 UB = Uncertified Business
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 WBE = Women Business Enterprise

** Note:*

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 C = Caucasian
 H = Hispanic
 NA = Native American
 O = Other
 NL = Not Listed
 MO = Multiple Ownership



Contracts and Compliance Project Evaluation Report

Project No: C457610

Project Name: DURANT MINI PARK IMPROVEMENTS -Rebid

Contractor: Malachi Paving & Grading

<u>Engineer's Estimate:</u>	<u>Contractor's Bid Amount:</u>	<u>Under/Over Engineer's Estimate:</u>
\$630,000.00	\$739,825.50	(\$109,825.50)
<u>Discounted Bid Amount:</u>	<u>Amount of Bid Discount:</u>	<u>Discount Points:</u>
\$739,825.50	\$0.00	0.00%

1. Did the 50% Local/Small Local requirement apply? Yes
2. Did the contractor meet the 50% requirement? No
 - a) % of LBE participation 0.00%
 - b) % of SLBE participation 0.74%
 - c) % of VSLBE/LPG participation 0.00% 0.00% (double counted value)
3. Did the contractor meet the Trucking requirement? Yes
 - a) % of SLBE/LBE trucking participation 100.00%
 - b) % of VSLBE trucking participation 0.00%
4. Did the Contractor receive any bid discount? No

(if yes, list the percentage received) 0.00%
5. Additional Comments Firm failed to meet the minimum 50% L/SLBE participation requirement. Therefore, the firm is deemed non-compliant.
6. Date evaluation completed and returned to initiating department. 10/13/2014

Reviewing Officer: Vivian Inman

Reviewing Officer Date: 10/13/2014

Approved By: Shelley Oarensburg

Approved By Date: 10/13/14

Monday, October 13, 2014

LBE/SLBE/VSLBE/LPG PARTICIPATION

Bidder 2

Project Name: **DURANT MINI PARK IMPROVEMENTS -Rebid**

Project No: **C457610**

Engineers Estimate: **\$630,000.00**

Under/Over Engineers Estimate: **(\$109,825.50)**

No. Discipline	Contractor	Cert. Location Status	LBE	SLBE	VSLBE/LPG	L/SLBE Trucking	UB Trucking	UB Dollars	For Tracking Only		
									Ethn	MBE	WBE
1 Prime	Malachi Paving & Grading	Oakland UB						540,325.50	AA		540,325.50
2 Concrete	Astro Construction	Oakland UB						0.00	AA		0.00
3 Trucking	Monroe Trucking	Oakland CB		5,500.00		5,500.00			AA		5,500.00
4 Irrigation	Oak Landscaping	Oakland UB						51,000.00	H		51,000.00
5 Landscaping	Star Consttuction	San Bruno UB						62,000.00	H		62,000.00
6 Pour in Place	Robertson Industries	Tempe, AZ UB						40,000.00	NL		
7 Electric	Net Electric, Inc.	Pt. Richmond UB						12,000.00	AA		12,000.00
Project Totals:				5,500.00		5,500.00		705,325.50			670,825.50
				0.74%		100.00%		95.34%			90.67%

REQUIREMENTS: The 50% Requirements, is a combination of 25% LBE and 25% SLBE participation. An SLBE firm can be counted 100% towards achieving the 50% requirements and a VSLBE/LPG/VSLBE Trucking firm can be counted double towards achieving the 50% requirements.

LBE = Local Business Enterprise
 SLBE = Small Local Business Enterprise
 VSLBE = Very Small Local Business Enterprise
 LPG = Locally Produced Goods
 NPSLBE = NonProfit Small Local Business Enterprise
 NPLBE = NonProfit Local Business Enterprise
 UB = Uncertified Business
 CB = Certified Business
 MBE = Minority Business Enterprise
 WBE = Women Business Enterprise

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

Total LBE \ SLBE \$ and %: **\$5,500.00 0.74%**
 Total LBE \ SLBE Trucking \$ and %: **\$5,500.00 100.00%**
 Total VSLBE\LPG \$ and %:
 Total Bid Amount: **\$739,825.50**
 Total Participation of VSLBE / SLBE / LBE / LPG: **0.74%**

* Note:

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

Project Number/Title: C390710

Work Order Number (if applicable): _____

Contractor: Beliveau Engineering Contractors, Inc.

Date of Notice to Proceed: 5/15/12

Date of Notice of Completion: 1/14/13

Date of Notice of Final Completion: _____

Contract Amount: \$983,500.00

Evaluator Name and Title: Sidney Kong

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 checked="" type="checkbox"/>	N/A <input 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 checked="" 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 checked="" type="checkbox"/>	N/A <input 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 checked="" 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"/>	

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>0.5</u>
2. Enter Overall score from Question 13	<u>2</u>	X 0.25 =	<u>0.5</u>
3. Enter Overall score from Question 18	<u>2</u>	X 0.20 =	<u>0.4</u>
4. Enter Overall score from Question 22	<u>2</u>	X 0.15 =	<u>0.3</u>
5. Enter Overall score from Question 28	<u>2</u>	X 0.15 =	<u>0.3</u>

TOTAL SCORE (Sum of 1 through 5): 2.0

OVERALL RATING: 2.0

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.

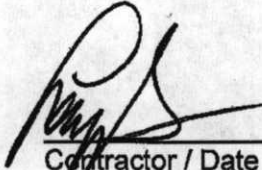
Contractors who receive an Unsatisfactory Overall Rating (i.e., Total Score less than 1.0) will be allowed the option of voluntarily refraining from bidding on any City of Oakland projects within one year from the date of the Unsatisfactory Overall Rating, or of being categorized as non-responsible for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

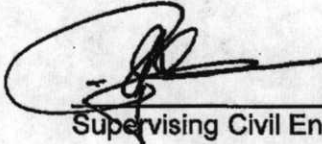
COMMUNICATING THE EVALUATION: *The Contractor's Performance Evaluation has been communicated to the Contractor. Signature does not signify consent or agreement.*

 8/1/13

Contractor / Date

 8/1/13

Resident Engineer / Date

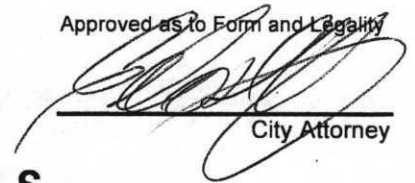
 8/1/13

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.

OAKLAND CITY COUNCIL



City Attorney

2014 OCT 30 PM 2:30 RESOLUTION NO. _____ C.M.S.

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR HIS DESIGNEE, TO EXECUTE A CONSTRUCTION CONTRACT WITH BELIVEAU ENGINEERING CONTRACTORS, INC., THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, IN ACCORDANCE WITH PROJECT PLANS AND SPECIFICATIONS FOR THE DURANT MINI PARK IMPROVEMENTS (PROJECT NO. C457610), AND WITH CONTRACTOR'S BID IN THE AMOUNT OF SEVEN HUNDRED THREE THOUSAND AND THREE DOLLARS (\$703,003.00)

WHEREAS, On November 7, 2006 California voters passed Proposition 84, the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act; and

WHEREAS, The Statewide Park Development and Community Revitalization Program of 2008 was established making \$368,000,000 available through a competitive grant process;

WHEREAS, The City Council authorized and approved Durant Mini Park as one of six projects on May 17, 2011, per Resolution No. 83367 C.M.S.; and

WHEREAS, This project first was advertised on March 20, 2014 and three bids were received by the Office of the City Clerk on April 10, 2014; and

WHEREAS, All three bids exceeded the available construction amount; and

WHEREAS, this project was re-advertised on September 4, 2014 and five bids were received by the Office of the City Clerk on September 25, 2014; and

WHEREAS, three of the bidders were deemed non-responsive to the City's LBE/SLBE or bid program submittal requirements; and

WHEREAS, Beliveau Engineering Contractors, Inc. submitted the lowest, responsive and responsible bid meeting the City's LBE/SLBE and bid program submittal requirements; and

WHEREAS, sufficient funds are available for award of five of the ten deductive alternates announced at the time of bid opening; and

WHEREAS, the City Council finds and determines based on the representations set forth in the City Administrator's report accompanying this Resolution that the construction contract approved hereunder is temporary in nature; and

WHEREAS, the City lacks the equipment and qualified personnel to perform the necessary work, 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 City Administrator or his Designee, is authorized to execute a construction contract with Beliveau Engineering Contractors, Inc., the lowest responsive and responsible bidder, in accordance with project plans and specifications for the Durant Mini Park Improvements (Project No. C457610) and with contractor's bid in the amount of Seven Hundred Three Thousand and Three Dollars (\$703,003.00); and be it

FURTHER RESOLVED, that the City Council hereby rejects all other bids; and be it

FURTHER RESOLVED, that the plans and specifications prepared for this project including any subsequent changes during construction, will be reviewed and adopted by the director, or his/her designee, are hereby approved; and be it

FURTHER RESOLVED, that the City Administrator is authorized to execute any amendments or modifications of the contract within the limitations of the project specifications; and be it

FURTHER RESOLVED, that the successful contractor shall provide faithful performance bond and a bond to guarantee payment of all claims for labor and materials furnished and for the amount of 100% of the contract price and due under the Unemployment Insurance Act prior to execution of the contract; and be it

FURTHER RESOLVED, that the contract shall be reviewed and approved by the City Attorney for form and legality prior to execution and placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, SCHAAF and PRESIDENT KERNIGHAN

NOES -

ABSENT -

ABSTENTION -

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