

2006 MAY 11 AM 9:19 OAKLAND CITY COUNCIL

RESOLUTION No: 79944 C.M.S.

INTRODUCED BY COUNCILMEMBER _____

Requires the 2/3 vote of Council

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR, OR HER DESIGNEE, TO AWARD A CONSTRUCTION CONTRACT TO BAY CONSTRUCTION COMPANY FOR THE LAKE MERRITT PERGOLA / COLONNADE RENOVATION PROJECT (NO. C242117) IN THE AMOUNT OF THREE HUNDRED THOUSAND DOLLARS (\$300,000.00)

WHEREAS, on April 10, 2006, five bids were received by the Office of the City Clerk for the Lake Merritt Pergola / Colonnade Renovation project; and

WHEREAS, Bay Construction Company (Oakland) is the lowest responsible bidder and has met the City's L/SLBE program requirements; and

WHEREAS, sufficient funds totaling \$300,000 are available for the contract from the Measure DD Series A Bond Fund (5320) in the Lake Merritt Pergola / Colonnade Renovation Project (No. C242117) and the Capital Project Management Organization (92270); and

WHEREAS, the City lacks the equipment and qualified personnel to perform the necessary work; and

WHEREAS, the City Council finds and determines that the performance of this contract is in the public interest because of economy; and

WHEREAS, the City Council finds that services under this contract will be temporary; 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 service; now, therefore, be it

RESOLVED: That the City Administrator, or her designee, is hereby authorized to award a construction contract on behalf of the City of Oakland for Lake Merritt Pergola / Colonnade Renovation Project to Bay Construction Company in the amount of Three Hundred Thousand Dollars (\$300,000.00) and to execute any amendments or modifications of said contract within the limitations of the project specifications; and be it

FURTHER RESOLVED: That the plans and specifications prepared by the Director of Public Works for this project are hereby approved; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to reject all other bids; and be it

FURTHER RESOLVED: The amount of the bond for faithful performance, \$300,000.00, and the amount for a bond to guarantee payment of all claims for labor and material furnished and for the amount due under the Unemployment Insurance Act, \$300,000.00, with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That the contract shall be reviewed and approved by the City Attorney and placed on file in the Office of the City Clerk; and be it

FURTHER RESOLVED: That the approval of this Resolution requires a two-thirds vote of the Council members.

IN COUNCIL, OAKLAND, CALIFORNIA, MAY 30 2006, 2006


PASSED BY THE FOLLOWING VOTE:

AYES - BRUNNER, KERNIGHAN, NADEL, QUAN, BROOKS, REID, CHANG,
AND PRESIDENT OF THE COUNCIL DE LA FUENTE - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

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