

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

**CITY OF OAKLAND**  
**COUNCIL AGENDA REPORT** 2005 JUN 30 PM 2: 50

TO: Office of the City Administrator  
ATTN: Deborah Edgerly  
FROM: Public Works Agency  
DATE: July 12, 2005

RE: RESOLUTION AUTHORIZING AWARD OF A CONSTRUCTION CONTRACT TO THE RESPONSIBLE LOW BIDDER, MCGUIRE AND HESTER, IN AN AMOUNT OF ONE MILLION THREE HUNDRED SEVENTY EIGHT THOUSAND ONE HUNDRED NINETY FIVE DOLLARS (\$1,378,195.00) FOR THE COLISEUM TRANSIT HUB STREETScape (SAN LEANDRO STREET FROM 66<sup>TH</sup> AVE. TO 73<sup>RD</sup> AVE.) PROJECT

---

**SUMMARY**

A resolution has been prepared for Council to authorize award of a construction contract to McGuire and Hester in the amount of \$1,378,195.00 for the Coliseum Transit Hub Streetscape (San Leandro Street from 66<sup>th</sup> Ave. to 73<sup>rd</sup> Ave.) project. The project is located in Council District 7.

McGuire and Hester is the responsible low bidder and has met all the contract requirements.

Funds are available for the contract work. The project is consistent with the City Council Budget Priority, **Build Community and Foster Livable Neighborhoods** by providing accessible streets, sidewalks, amenities and trees, and by improving perception of safety.

Staff recommends that the resolution be approved.

**FISCAL IMPACT**

Funding is budgeted for this project as shown in the following table:

Item#: \_\_\_\_\_  
Public Works Committee  
07/12/05

Funding Source	Funding Codes	Project No.	Amount
Metropolitan Transportation Commission's Transportation For Livable Communities (MTC/TLC)	Fund 2163; Org 92242; Account 57411	G234510	\$748,745.00
Alameda County Congestion Management Agency for Transportation Funds for Clean Air (ACCMA/TFCA)	Fund 2166; Org. 30242; Account 78811	G234520	\$163,360.00
AC Transit Cooperative Agreement	Fund 2999; Org. 92242; Account 57411	G234530	\$484,000.00
Bay Area Air Quality Management District/Transportation Funds for Clean Air (BAAQMD/TFCA)	Fund 2159 Org. 92242 Account 57411	TBD	\$123,750.00
Oakland Redevelopment Agency Match for MTC/TLC	Fund 7780 Org. 92242 Account 57411	G234540	\$130,000.00
<b>Total:</b>			<b>\$1,649,855.00</b>

The construction contract is in the amount of \$1,378,195.00 (Base bid of \$1,324,195.00 plus Additive Alternate 3A of \$54,000.00), and the construction contingency is \$68,909.75 (5% of the contract amount). The project budget has sufficient funds to cover the construction, contingency and construction management costs of the project.

## BACKGROUND

On April 22, 2005, Notices to Bidders were sent to all contractors holding an "A" License in the City's database and the Outreach and Builder Exchange. On April 21, and 22, 2005, advertisement soliciting bids was placed in the Oakland Tribune and San Francisco Chronicle newspapers. On May 16, 2004, the City Clerk received four bids for the project as follows:

Bidders	Total DBE Participation	Location	Bid Amounts
<b>McGuire &amp; Hester</b>	<b>8.71%</b>	<b>Oakland, CA</b>	<b>\$1,378,195.00</b>
Ray's Electric	8.64%	Oakland, CA	\$1,415,240.50
Golden Bay Construction, Inc.	23.92%	San Carlos, CA	\$1,494,836.75
Bay Construction Co.	75.90%	Oakland, CA	\$1,681,120.52

The Disadvantage Business Enterprise (DBE) goal required for federally funded projects is zero percent for this project. The City has reached its required annual DBE goal for the City-wide DBE program. Thus, a zero DBE goal was set for this project. However, contractors were encouraged to include DBE participation in the contract.

McGuire and Hester has 8.71% DBE participation in its bid, which exceeds the zero percent DBE goal. Contract Compliance has determined that McGuire and Hester meets the DBE requirement and is the responsible low bidder. Although the City's SLBE/LBE Program does not apply to this project, the low bidder meets these program goals also.

## **KEY ISSUES AND IMPACTS**

The Coliseum Transit Hub Streetscape project emerged from a public safety planning effort initiated by a community and agency partnership called the Coliseum BART Station Area Improvement Task Force (SAITF). The task force conducted a Crime Prevention through Environmental Design (CPTED) planning study of the Coliseum area in fall of 2001. The study identified the proposed streetscape project as a key investment to reduce crime and improve safety in the Coliseum BART station area by improving physical elements such as street lighting, sidewalks, and landscaping.

Council approved the following Resolutions authorizing the City to accept and appropriate funds for the Coliseum Streetscape project:

On October 15, 2002, Council approved the Resolution No. 77482 authorizing Oakland Redevelopment Agency (ORA) to apply, accept and appropriate Metropolitan Transportation Commission for Livable Communities Capital Grant funds and to use ORA funds for the matching the fund.

On April 15, 2003, Council approved Resolution No. 77747, authorizing acceptance and appropriate Transportation Funds for Clean Air (TFCA) funds from the Alameda County Congestion Management Agency (ACCMA).

On December 16 2003, Council approved the Resolution No. 78229 authorizing acceptance and appropriate the regional Bay Area Air Quality Management District Transportation Funds for Clean Air (BAAQMD/TFCA) to complement the MTC funding.

On May 16, 2004, Council approved Resolution No. 78401 authorizing acceptance and appropriate of \$600,000.00 Federal Transportation Administration (FTA) accepted through AC Transit.

On August 23, 2004, Caltrans Local Assistance and Federal Highway Administration (FHWA) authorized the City to advertise, award and construct the project. Alameda County Congestion Management Agency for Transportation Funds for Clean Air (ACCMA/TFCA) grant required that City of Oakland begin to spend the funds no later than the end of September 2005.

The project should break ground no later than mid-August 2005 and construction should be complete in early December 2005 to take advantage of anticipated good weather conditions. The construction duration for completing the contract work is 60 working days. The contract stipulates \$550.00 in liquidated damages for each day that the contract work is delayed.

## **PROJECT DESCRIPTION**

The project seeks to reduce crime and improve vehicular and pedestrian traffic safety and traffic flow; calm traffic; encourage alternate modes of transportation; and enhance the aesthetics of San Leandro Street in the Coliseum BART station area by improving physical elements through the construction of sidewalks, crosswalks, wheelchair ramps, and a landscaped median; installation of pedestrian level lights and streetlights, traffic signals, video cameras, irrigation systems, ornamental fencing, lighted bollards, and bus shelters; and installation of pavement marking and striping; and planting trees and shrubs. The project will complement the newly opened Amtrak Station with our pedestrian signalized crossing from BART.

## **SUSTAINABLE OPPORTUNITIES**

Economic: Implementation of the project provides the opportunity to use local contractors, which offers employment openings to Oakland residents, thereby strengthening the local economy. The physical improvements to the Coliseum BART Station area will help reduce crime and protect the economic vitality of the community.

Environmental: The proposed project encourages the use of public transit and walking as alternative modes of transportation. The use of alternative modes of transportation will result in vehicle emission reduction to the environment thereby improving air quality.

Social Equity: The project provides greater accessibility and safety to persons who depend on non-motorized transportation and public transit to access jobs and services.

## **DISABILITY AND SENIOR CITIZEN ACCESS**

This project will reconstruct curb ramps and provide detectable warning tiles that meet the federal Americans with Disabilities Act, making them safe and usable for senior citizens and persons with disabilities. The traffic calming elements of this project will add to this benefit.

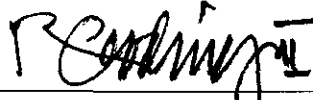
## **RECOMMENDATION AND RATIONALE**

Staff recommends that the City Council approve the resolution authorizing award of a construction contract to McGuire & Hester in the amount of \$1,378,195.00. McGuire and Hester has met the DBE requirements, and the project budget has sufficient funds to cover the contract work.

**ACTION REQUESTED OF THE CITY COUNCIL**

Staff recommends that the resolution be approved.

Respectfully submitted,



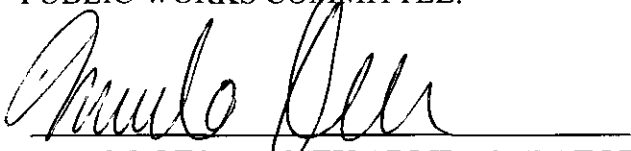
---

**RAUL GODINEZ, P.E.**  
Director, Public Works Agency

Reviewed by:  
Michael Neary, P.E.  
Engineering Division Manager  
Design & Construction Services

Prepared by:  
Fuad Sweiss, P.E.  
Engineering Design & Right-of-Way Manager

APPROVED AND FORWARDED TO THE  
PUBLIC WORKS COMMITTEE:



---

**OFFICE OF THE CITY ADMINISTRATOR**

*Attachment A*

**Coliseum Transit Hub Streetscape  
(San Leandro Street from 66<sup>th</sup> Ave. to 73<sup>rd</sup> Ave.)  
(Project No. G234510)**

**Project Schedule**

*Attachment A*

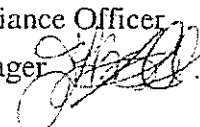
**Coliseum Transit Hub Streetscape  
(San Leandro Street from 66<sup>th</sup> Ave. to 73<sup>rd</sup> Ave.)  
(Project No. G234510)**

**Project Schedule**

ID	Task Name	Start	Finish	2003				2004				2005			
				Qtr 1	Qtr 2	Qtr 3	Qtr 4	Qtr 1	Qtr 2	Qtr 3	Qtr 4	Qtr 1	Qtr 2	Qtr 3	Qtr 4
1	Project No. G234510	Tue 2/4/03	Tue 11/15/05												
2	PROJECT DESIGN	Tue 2/4/03	Mon 8/23/04												
3	PRELIMINARY DESIGN	Tue 2/4/03	Thu 6/24/04												
18	FINAL DESIGN	Wed 3/24/04	Mon 8/23/04												
31	BIDDING & AWARD	Thu 4/21/05	Tue 8/16/05												
37	CONSTRUCTION	Tue 8/16/05	Tue 11/15/05												

**OFFICE OF THE CITY ADMINISTRATOR**  
Contract Compliance & Employment Services Division

# Memo

**To:** Gwen McCormick - Contract Admin Supervisor  
**From:** Dasco Munoz - Contract Compliance Officer  
**Through:** Deborah Barnes - CC&ES Manager   
**Date:** June 8, 2005

**Re:** Coliseum Transit HUB Streetscape

---

Contract Compliance & Employment Services reviewed four (4) bids received in response to the above referenced project. Below is the outcome of our Disadvantage Business Enterprise (DBE) compliance evaluation and a preliminary review for compliance with the Equal Benefits Ordinance (EBO).

Company Name	DBE Participation	Bid Amount	EBO Compliant ? Y/N
Meguire & Hester	8.71%	\$1,378,195.00	Y
Ray's Electric	8.64%	\$1,415,240.50	Y
Golden Bay Construction	23.92%	\$1,494,836.75	N
Bay Construction Co.	75.90%	\$1,681,120.52	Y

As noted above, all firms exceeded the 0% DBE goal and the City of Oakland's 8% race neutral overall goal.

Should you have any questions you may contact me at 238-3970

cc: Contract Compliance File

2005 JUN -8 11:54  
CONTRACT COMPLIANCE



# DBE Participation Bidder 1

Project Name: Colisuem Transit HUB Streetscape

Project No.: G234510		Engineers Estimate: 1,064,000.00		Under/Over Engineers Estimate: 314,195.00				Certified DBE Participation		
Discipline	Prime & Subs	Location	Cert. Status	DBE Participation	DBE Trucking	Total Trucking	TOTAL Dollars			
PRIME	Mcguire & Hester	Oakland	UB				584,195.00	C		
Striping	Chrisp Company	Fremont	UB				23,000.00	NL		
Landscaping	TPT Gardener	Oakland	UB				172,000.00	AP		
Electrical	Columbia Electric	San Leandro	UB				231,000.00	NL		
Railing	Golden Bay Fence	Hayward	CB	93,000.00			93,000.00	H	\$93,000.00	
Trucking	Williams Trucking	Oakland	CB	27,000.00	27,000.00	27,000.00	27,000.00	AA	\$27,000.00	
Concrete	Shamrock Construction	SF	UB				248,000.00	NL		
<b>Project Totals</b>										
				120,000.00	27,000.00	27,000.00	1,378,195.00		\$120,000.00	\$0.00
				8.71%	100.00%	100.00%				
				<b>DBE Goal 0%</b>				<b>Ethnicity</b>		
							AA = African American			
							AI = Asian Indian			
							AP = Asian Pacific			
							C = Caucasian			
							H = Hispanic			
							NA = Native American			
							O = Other			
							NL = Not Listed			
<b>Legend</b>		<b>CB - Certified DBE Business</b> <b>UB - Uncertified Business</b>								

## DBE Participation Bidder 2

Project Name: Coliseum Transit HUB Streetscape

Project No.: G234510		Engineers Estimate: 1,064,000.00		Under/Over Engineers Estimate: 351,240.50				Certified DBE Participation		
Discipline	Prime & Subs	Location	Cert. Status	DBE Participation	DBE Trucking	Total Trucking	TOTAL Dollars	Ethn.	DBE	WBE
PRIME	Ray's Electric	Oakland	UB				884,198.50	C		
Concrete	Bay Area Concretes, Inc.	Fremont	UB				105,186.00	NL		
Irrigation	TPT Gardener	Oakland	UB				169,893.00	AP		
Striping	Diaz Corp	San Jose	CB	22,000.00			22,000.00	H	\$22,000.00	
Trucking	Williams Trucking	Oakland	CB	6,400.00	6,400.00	6,400.00	6,400.00	AA	\$6,400.00	
Bollards	All About Play	Sacramento	UB				3,300.00	NL		
Tree Grates	Park Pacific	Walnut Creek	UB				16,170.00	NL		
Traffic Signals	Jam Services	Livermore	UB				74,000.00	NL		
Electric	Herning Underground	Hayward	UB				3,000.00	NL		
Concrete	Central Concrete	San Jose	UB				37,260.00	NL		
Railing	Golden Bay Fence	Hayward	CB	93,833.00			93,833.00	H	\$93,833.00	
<b>Project Totals</b>				122,233.00	6,400.00	6,400.00	1,415,240.50		\$122,233.00	\$0.00
				8.64%	100.00%	100.00%				
				<b>DBE Goal 0%</b>				<b>Ethnicity</b>		
								AA = African American		
								AI = Asian Indian		
								AP = Asian Pacific		
								C = Caucasian		
								H = Hispanic		
								NA = Native American		
								O = Other		
								NL = Not Listed		
<b>Legend</b>		CB- Certified DBE Business UB- Uncertified Business								

## DBE Participation Bidder 3

Project Name: Colisuem Transit HUB Streetscape

Project No.: G234510		Engineers Estimate: 1,064,000.00		Under/Over Engineers Estimate: 430,836.75				Certified DBE Participation			
Discipline	Prime & Subs	Location	Cert. Status	DBE Participation	DBE Trucking	Total Trucking	TOTAL Dollars				Ethn.
PRIME	Golden Bay Construction	San Carlos	UB				776,198.88				
Landscape	Lonestar	San Martin	CB	257,800.00			257,800.00	H	\$257,800.00		
Electric	Columbia Electric	San Leandro	UB				231,771.98	NL			
Asphalt	Ram Paving	Milpitas	UB				7,500.00	NL			
Concrete	Bay Area Concrete	Fremont	UB				45,309.20	NL			
Railings	Golden Bay Fence	Hayward	CB	93,833.00			93,833.00	H	\$93,833.00		
Striping	Chrip Co.	Fremont	UB				23,333.00	NL			
Trucking	Greg's Trucking	San Mateo	UB				30,000.00	NL			
Bollards	All About Play	Sacramento	UB				3,331.00	NL			
Tree Grates	Park Pacific	Walnut Creek	UB				19,759.69	NL			
Saw Cutting	Bay Line Construction	Oakland	CB	6,000.00			6,000.00	H	\$6,000.00		
<b>Project Totals</b>					357,633.00	0.00	0.00	1,494,836.75		\$357,633.00	\$0.00
					23.92%	#DIV/0!	100.00%				
								<b>Ethnicity</b>			
								AA = African American			
								AI = Asian Indian			
								AP = Asian Pacific			
								C = Caucasian			
								H = Hispanic			
								NA = Native American			
								O = Other			
								NL = Not Listed			
<b>Legend</b>		CB- Certified DBE Business UB- Uncertified Business									

## DBE Participation Bidder 4

Project Name: Colisuem Transit HUB Streetscape

Project No.: G234510		Engineers Estimate: 1,064,000.00		Under/Over Engineers Estimate: 617,120.52				Certified DBE Participation		
Discipline	Prime & Subs	Location	Cert. Status	DBE Participation	DBE Trucking	Total Trucking	TOTAL Dollars	Ethn.	DBE	WBE
PRIME	Bay Construction Co.	Oakland	CB	1,167,182.52			1,167,182.52	AP	1,167,182.52	
Traffic Signal	Chrisp Company	Fremont	UB				23,333.00	NL		
Railing	Golden Bay Fence	Hayward	CB	93,833.00			93,833.00	H	\$93,833.00	
Traffic Signal	Columbia Electric	San Leandro	UB				231,772.00	NL		
Concrete	Ransome Co.	San Leandro	UB				150,000.00			
Trucking	Monroe Trucking	Oakland	CB	15,000.00	15,000.00	15,000.00	15,000.00	AA	\$15,000.00	
<b>Project Totals</b>				1,276,015.52	15,000.00	15,000.00	1,681,120.52		\$1,276,015.52	\$0.00
				75.90%	100.00%	100.00%				
				<b>DBE Goal: 0%</b>				<b>Ethnicity</b> AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed		
<b>Legend</b>		CB - Certified DBE Business UB - Uncertified Business								

CITY OF OAKLAND  
PUBLIC WORKS AGENCY  
CONTRACT ADMINISTRATION  
CANVASS OF BIDS

PROJECT: COLISEUM TRANSIT HUB STREETScape

POSTED DATE: MAY 16, 2005

PROJECT #: G234510

WORKING DAYS: 60

ENGINEER'S ESTIMATE: \$1,064,060.00

ITEM NO.	SPEC. SEC. NO.	QUANTITY	UNIT OF MEASURE	CONTRACT ITEM	UNIT PRICE	TOTAL AMOUNT	Ray's Electric		Bay Construction Co.		Golden Bay Construction		McGuire and Hester	
							Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
1	7-10	1	LS	Traffic Control	\$40,000.00	\$40,000	\$ 43,000.00	\$ 43,000.00	\$ 42,000.00	\$ 42,000.00	\$ 87,248.00	\$ 87,248.00	\$ 60,000.00	\$ 60,000.00
2	9-3.4	1	LS	Mobilization [3% +/- of Item Total]	\$31,920.00	\$31,920	\$ 90,000.00	\$ 90,000.00	\$ 49,200.00	\$ 49,200.00	\$ 94,900.00	\$ 94,900.00	\$ 35,000.00	\$ 35,000.00
3	300-1.4	2686	SY	Clearing and Grubbing [Removal and disposal of concrete median, sidewalk, curb & gutter, and AC & PCC pavement]	\$45.00	\$120,870	\$ 71.00	\$ 190,706.00	\$ 61.50	\$ 165,189.00	\$ 36.00	\$ 96,696.00	\$ 60.00	\$ 161,160.00
4	300-1.4	2975	LF	Clearing and Grubbing [Pavement saw cut]	\$3.00	\$8,925	\$ 4.00	\$ 11,900.00	\$ 9.23	\$ 27,444.38	\$ 3.50	\$ 10,412.50	\$ 7.00	\$ 20,825.00
5	301-2.4	311	TN	Processed Miscellaneous Base	\$45.00	\$13,995	\$ 40.00	\$ 12,440.00	\$ 49.20	\$ 15,301.20	\$ 40.00	\$ 12,440.00	\$ 160.00	\$ 49,760.00
6	301-2.4	140	TN	Aggregate Base	\$50.00	\$7,000	\$ 70.00	\$ 9,800.00	\$ 55.35	\$ 7,749.00	\$ 40.00	\$ 5,600.00	\$ 90.00	\$ 12,600.00
7	302-5.9	126	TN	Asphalt Concrete Pavement	\$130.00	\$16,380	\$ 150.00	\$ 18,900.00	\$ 184.50	\$ 23,247.00	\$ 143.00	\$ 18,018.00	\$ 325.00	\$ 40,950.00
8	302-6.8	5985	SF	Concrete Crosswalk [BART entrance, 69th & 66th Avc.]	\$15.00	\$89,775	\$ 15.00	\$ 89,775.00	\$ 30.75	\$ 184,038.75	\$ 17.25	\$ 103,241.25	\$ 20.00	\$ 119,700.00
9	302-6.8	11185	SF	Concrete Sidewalk [Plain Concrete]	\$7.00	\$78,295	\$ 6.50	\$ 72,702.50	\$ 8.61	\$ 96,302.85	\$ 8.50	\$ 95,072.50	\$ 8.00	\$ 89,480.00
10	302-6.8	1177	SF	Concrete Sidewalk [Colored Concrete]	\$8.00	\$9,416	\$ 12.00	\$ 14,124.00	\$ 9.84	\$ 11,581.68	\$ 10.00	\$ 11,770.00	\$ 12.00	\$ 14,124.00
11	303-5.9	583	LF	Concrete Curb and Gutter [Type "B"]	\$25.00	\$14,575	\$ 25.00	\$ 14,575.00	\$ 40.59	\$ 23,663.97	\$ 21.50	\$ 12,534.50	\$ 18.00	\$ 10,494.00
12	303-5.9	3302	LF	Concrete Curb and Gutter [Type "D"]	\$20.00	\$66,040	\$ 18.00	\$ 59,436.00	\$ 49.20	\$ 162,458.40	\$ 18.00	\$ 59,436.00	\$ 18.00	\$ 59,436.00
13	303-5.9	30	LF	Concrete Retaining Curb [12"]	\$15.00	\$450	\$ 25.00	\$ 750.00	\$ 73.80	\$ 2,214.00	\$ 15.00	\$ 450.00	\$ 28.00	\$ 840.00
14	303-5.9	2248	SF	Concrete Median [Stamped Colored]	\$10.00	\$22,480	\$ 14.00	\$ 31,472.00	\$ 24.60	\$ 55,300.80	\$ 13.25	\$ 29,786.00	\$ 12.00	\$ 26,976.00
15	303-5.9	14	EA	Concrete Wheelchair Ramp	\$1,200.00	\$16,800	\$ 1,100.00	\$ 15,400.00	\$ 2,460.00	\$ 34,440.00	\$ 1,969.00	\$ 27,566.00	\$ 2,600.00	\$ 36,400.00

CITY OF OAKLAND  
PUBLIC WORKS AGENCY  
CONTRACT ADMINISTRATION  
CANVASS OF BIDS

ITEM NO.	SPEC. SEC. NO.	QUANTITY	UNIT OF MEASURE	CONTRACT ITEM	UNIT PRICE	TOTAL AMOUNT	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
16	304-3.4	8	EA	Bollards	\$500.00	\$4,000	\$ 620.00	\$ 4,960.00	\$ 615.00	\$ 4,920.00	\$ 828.00	\$ 6,624.00	\$ 1,300.00	\$ 10,400.00
17	304-3.4	30	EA	Tree Grates	\$1,000.00	\$30,000	\$ 1,350.00	\$ 40,500.00	\$ 2,460.00	\$ 73,800.00	\$ 1,058.00	\$ 31,740.00	\$ 1,500.00	\$ 45,000.00
18	304-3.4	1030	LF	Railing (under Bart Track)	\$35.00	\$36,050	\$ 92.00	\$ 94,760.00	\$ 111.93	\$ 115,287.90	\$ 91.10	\$ 93,833.00	\$ 100.00	\$ 103,000.00
19	307-8	1	LS	Traffic Signal (69th Ave.) & [BART entrance]*	\$126,100.00	\$126,100	\$ 181,000.00	\$ 181,000.00	\$ 166,050.00	\$ 166,050.00	\$ 148,745.00	\$ 148,745.00	\$ 125,000.00	\$ 125,000.00
20	307-8	1	LS	Street Lights & Miscellaneous Electrical Work*	\$126,200.00	\$126,200	\$ 154,000.00	\$ 154,000.00	\$ 55,350.00	\$ 55,350.00	\$ 49,885.00	\$ 49,885.00	\$ 40,000.00	\$ 40,000.00
21	308-8	1	LS	Irrigation System	\$48,000.00	\$48,000	\$ 61,000.00	\$ 61,000.00	\$ 92,250.00	\$ 92,250.00	\$ 160,838.00	\$ 160,838.00	\$ 74,000.00	\$ 74,000.00
22	308-8	1	LS	Planting	\$56,510.00	\$56,510	\$ 51,000.00	\$ 51,000.00	\$ 91,020.00	\$ 91,020.00	\$ 104,550.00	\$ 104,550.00	\$ 55,000.00	\$ 55,000.00
23	308-8	16	EA	Palm Trees (plus two year maintenance period)	\$5,000.00	\$80,000	\$ 4,800.00	\$ 76,800.00	\$ 5,535.00	\$ 88,560.00	\$ 8,800.00	\$ 140,800.00	\$ 5,000.00	\$ 80,000.00
24	310-5.6.10	1	LS	Traffic Striping and Signing	\$10,619.00	\$10,619	\$ 23,000.00	\$ 23,000.00	\$ 28,699.59	\$ 28,699.59	\$ 25,667.00	\$ 25,667.00	\$ 41,000.00	\$ 41,000.00
25	312.5.1	14	EA	Detectable Warning Tiles [(3x4) (Curb Ramps)]	\$400.00	\$5,600	\$ 460.00	\$ 6,440.00	\$ 123.00	\$ 1,722.00	\$ 444.00	\$ 6,216.00	\$ 475.00	\$ 6,650.00
26	312.5.1	2	EA	Detectable Warning Tiles [(3x20) (Curb Ramps)]	\$2,000.00	\$4,000	\$ 2,400.00	\$ 4,800.00	\$ 300.00	\$ 600.00	\$ 2,220.00	\$ 4,440.00	\$ 3,200.00	\$ 6,400.00
<b>TOTAL BASE BID ITEMS:</b>					<b>\$1,064,000</b>			<b>\$ 1,373,240.50</b>		<b>\$ 1,618,390.52</b>		<b>\$ 1,438,508.75</b>		<b>\$ 1,374,195.00</b>

42,000  
 1,415,240.50  
 62,720  
 1,681,170.52  
 56,328  
 1,494,836.75  
 54,000  
 1,378,195

**ADDITIVE ALTERNATES**

1A	302-6.8	16	EA	Concrete Planter (7x7x30")	\$3,180.00	\$50,880	\$ 2,990.00	\$ 47,840.00	\$ 1,230.00	\$ 19,680.00	\$ 8,944.00	\$ 143,104.00	\$ 4,300.00	\$ 68,800.00
2A	303-5.9	2724	SF	Concrete Bus Pad & Curb (including Removal & Disposal of Pavement)	\$27.00	\$73,548	\$ 14.00	\$ 38,136.00	\$ 24.60	\$ 67,010.00	\$ 13.00	\$ 35,412.00	\$ 15.00	\$ 40,860.00
3A	307-4.9.5	6	EA	Video Detection System	\$7,500.00	\$45,000	\$ 7,000.00	\$ 42,000.00	\$ 10,455.00	\$ 62,730.00	\$ 9,388.00	\$ 56,328.00	\$ 9,000.00	\$ 54,000.00
<b>TOTAL ADDITIVE ALTERNATE BID ITEMS:</b>					<b>\$169,428</b>		<b>\$ 127,976.00</b>		<b>\$ 149,420.00</b>		<b>\$ 234,844.00</b>		<b>\$ 163,660.00</b>	

**TOTAL BASE BID PLUS ADDITIVE ALTERNATES (CONTRACT ITEMS):** **\$1,233,428** **\$ 1,501,216.50** **\$ 1,767,810.92** **\$ 1,673,352.75** **\$ 1,487,855.00**

**Notes:**

1. Bay Construction is non-responsive. They did not submit the changes to their clerical errors in the bid documents.

Approved by:

*Gwen McCormick*

Date:

6-3-2005

# OAKLAND CITY COUNCIL

RESOLUTION No. \_\_\_\_\_ C. M. S.

OFFICE OF THE CITY CLERK  
CITY OF OAKLAND

2005 JUL 20 PM 2:51

INTRODUCED BY COUNCILMEMBER \_\_\_\_\_

Requires two-thirds vote of the Council

---

**RESOLUTION AUTHORIZING AWARD OF A CONSTRUCTION CONTRACT TO THE RESPONSIBLE LOW BIDDER, MCGUIRE AND HESTER, IN AN AMOUNT OF ONE MILLION THREE HUNDRED SEVENTY EIGHT THOUSAND ONE HUNDRED NINETY FIVE DOLLARS (\$1,378,195.00) FOR THE COLISEUM TRANSIT HUB STREETScape (SAN LEANDRO STREET FROM 66<sup>TH</sup> AVE. TO 73<sup>RD</sup> AVE.) PROJECT**

**WHEREAS**, the Coliseum Transit Hub Streetscape (San Leandro Street from 66<sup>th</sup> Ave. to 73<sup>rd</sup>.) is a community-requested project which is consistent with the City Council Budget Priority, **Build Community and Foster Livable Neighborhoods** by providing accessible streets, sidewalks, amenities and trees, and by improving perception of safety; and

**WHEREAS**, the project improvements include construction of sidewalks, crosswalks, wheelchair ramps, and median; installation of pedestrian level lights and streetlights, traffic signals, video cameras, irrigation systems, ornamental fencing, lighted bollards, and bus shelters; and installation of pavement marking and striping; and planting trees and shrubs. These elements provide sustainable opportunities to the local economy, environment and social equity for the Coliseum Bart Station area and the neighborhood. The project also meets the federal Americans with Disabilities Act requirements; and

**WHEREAS**, on April 22, 2005, Notices to Bidders were sent to all contractors holding an "A" License in the City's database and the Outreach and Builder Exchange. On April 21, and 22, 2005, advertisement soliciting bids was placed in the Oakland Tribune and San Francisco Chronicle newspapers; and

**WHEREAS**, on May 16, 2005, the City Clerk received four bids and determined that McGuire and Hester is the responsible low bidder and its Disadvantage Enterprise Business participation exceeds the zero percent requirement for the project. A zero DBE goal was set for this project because the City has reached its required annual DBE goal for the City-wide DBE program. McGuire and Hester is the responsible low bidder with the amount of \$1,378,195.00; and

**WHEREAS**, there are sufficient funds available in the project budget to cover the construction contract including five percent (5%) contingency and construction management costs for the project. Funding is budgeted for this project as shown in the following table:

Funding Source	Funding Codes	Project No.	Amount
Metropolitan Transportation Commission's Transportation For Livable Communities (MTC/TLC)	Fund 2163; Org 92242; Account 57411	G234510	\$748,745.00
Alameda County Congestion Management Agency for Transportation Funds for Clean Air (ACCMA/TFCA)	Fund 2166; Org. 30242; Account 78811	G234520	\$163,360.00
AC Transit Cooperative Agreement	Fund 2999; Org. 92242; Account 57411	G234530	\$484,000.00
Bay Area Air Quality Management District/Transportation Funds for Clean Air (BAAQMD/TFCA)	Fund 2159 Org. 92242 Account 57411	TBD	\$123,750.00
Oakland Redevelopment Agency Match for MTC/TLC	Fund 7780 Org. 92242 Account 57411	G234540	\$130,000.00
<b>Total:</b>			<b>\$1,649,855.00</b>

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 services; now, therefore, be it

**RESOLVED**: That the City Administrator is authorized to award a contract for the Coliseum Transit Hub Streetscape (San Leandro Street from 66<sup>th</sup> Ave. and 73<sup>rd</sup> Ave.) to the responsible low bidder, McGuire and Hester, in accordance with the terms of its bid therefore, for an amount of One Million Three Hundred Thousand Seventy-Eight One Hundred Ninety-Five Dollars (\$1,378,195.00); 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 amount of the bond for faithful performance is one hundred percent (100%) of the bid amount, and the amount for a bond to guarantee payment of all claims for labor and materials furnished and for the amount due under the Unemployment Insurance Act, equal to the bid amount, 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 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, \_\_\_\_\_, 2005

**PASSED BY THE FOLLOWING VOTE:**

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

NOES-

ABSENT-

ABSTENTION-

Attest: \_\_\_\_\_

Latonda Simmons  
City Clerk and Clerk of the Council  
of the City of Oakland, California