

CITY OF OAKLAND

AGENDA REPORT

FILED
OFFICE OF THE CITY CLERK
OAKLAND
2007 AUG 30 PH 8:01

TO: Office of the City Administrator
ATTN: Deborah Edgerly
FROM: Community and Economic Development Agency
DATE: September 11, 2007

RE: **Resolution Awarding A Contract To The Lowest Bidder, AJW Construction, For The Construction Of The Citywide Traffic Island And Bulb-Out In Accordance With Specifications For Project No. C159720, FY 2005 – 2007, At Santa Clara Avenue At Lakepark Avenue, Vernon Street At Lee Street, Joaquin Miller Road At Robinson Drive, Pierson Street Between Macarthur Boulevard And Redding Street, Park Boulevard At El Centro Avenue, And Three Or More Other Pending Locations, In The Amount Of Five Hundred Three Thousand One Hundred Eighty-Five Dollars (\$503,185.00)**

SUMMARY

A resolution has been prepared authorizing the City Administrator to award a construction contract to AJW Construction for the Citywide Traffic Island and Bulb-Out Project No. C159720, FY 2005-2007. The contractor will install traffic islands or bulb-outs at Santa Clara Avenue/Lakepark Avenue, Vernon Street/Lee Street, Joaquin Miller Road/Robinson Drive, Pierson Street between Macarthur Boulevard and Redding Street, and Park Boulevard/El Centro Avenue. In addition, the contract includes a \$150,000.00 allowance for as-needed traffic island or bulb-out work at other locations pending final community consensus/engineering design for a total project amount of \$503,185.00.

Appropriations for the projects were approved through the FY 2005-2007 Capital Improvement Program. These islands and bulb-outs project is in response to numerous community requests for traffic calming and school safety in the respective neighborhoods. Measure B Funds (2211) are available and identified below for the total project amount.

FISCAL IMPACT

The total project budget is \$673,500.00, and the amount allocated to construction, including contingency, is \$553,500.00. The resolution will authorize a **\$503,185.00** contract with AJW Construction. The contract includes an additional as-needed contract in the amount of \$150,000.00 for more traffic island and bulb-outs pending final community consensus/engineering design, before the end of the term of construction. Funds are available from Measure B in the following accounts:

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- Measure B Fund (2211); Capital Improvement Projects, Transportation Services Division, Organization (92246); Project (C159720), \$300,000.00.
- Measure B Fund (2211); Capital Improvement Projects, Transportation Services Division, Organization (92246); Project (C268510), \$195,000.00.
- Measure B Fund (2211); Capital Improvement Projects, Transportation Services Division, Organization (92246); Project (C268610), \$195,000.00.

KEY ISSUES AND IMPACTS

On July 23, 2007, the City Clerk opened five bids for the project. AJW Construction (Oakland), Ray's Electric (Oakland), Redgwick Construction (Newark, CA), Vanguard Construction (Livermore, CA), and Sposeto Engineering (Union City, CA) submitted bids of \$503,185.00, \$516,300.00, \$527,978.00, \$619,213.00, and \$700,147.00, respectively.

On August 6, 2007, the Office of the City Administrator, Contract Compliance & Employment Services Division, determined that AJW Construction is the lowest responsible and responsive bidder. AJW Construction meets the City's 20% Local/Small Local Business Enterprise Program participation requirement and is also compliant with the Equal Benefit Ordinance. Attachment A presents supporting documentation from Contract Compliance & Employment Services and Contract Administration.

Execution of a contract after Council approval will take approximately six weeks, resulting in a projected construction start date in early November, 2007. The construction is scheduled for 85 days. The contractor will be assessed \$500.00 in liquidated damages per working day over the 85-day schedule, barring unforeseen circumstances including inclement weather.

The project locations and treatments were derived from citizens' requests, Council input, and community collaboration. Subsequent to developing a conceptual design, staff attended several meetings with neighborhood representatives to present the projects and to build consensus. At the time the contract went out for bid, all the requests that staff had received for traffic islands or bulb-outs, and meeting engineering requirements were included in this project.

The traffic bulb-out at Vernon Street and Lee Street includes landscaping which the community has agreed to maintain through the City's Adopt-a-Spot Program. However, the program is not binding, and should the landscape fall into disrepair, it will be converted to maintenance-free hardscape.

PROJECT DESCRIPTION

The work consists of installing:

- a traffic island on Pierson Street between MacArthur Boulevard and Redding Street (District 6);
- traffic bulb-outs on Santa Clara Avenue at Lakepark Avenue (District 2), Vernon Street at Lee Street (District 3), Joaquin Miller Road at Robinson Drive (District 4); and
- an allowance for additional traffic islands or bulb-outs up to \$150,000.00. The allowance for this additional work will enable the City to construct about three or more additional traffic islands or bulb-outs at a faster schedule.

SUSTAINABLE OPPORTUNITIES

Economic: The construction work will be done by a local construction firm.

Environmental: These pedestrian safety improvements will encourage greater neighborhood foot travel and reduce reliance on motor vehicles.

Social Equity: Senior citizens, persons with disabilities, and children will benefit from these improvements.

DISABILITY AND SENIOR CITIZEN ACCESS

The traffic bulb-outs will reduce the roadway crossing distance and increase sight distance for disabled and senior citizens. The bulb-outs also replace existing wheelchair ramps with new ones that include detectable warning domes.

RECOMMENDATION AND RATIONALE

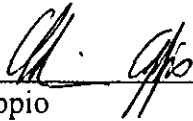
Staff recommends that City Council approve the resolution awarding a construction contract to AJW Construction for the Citywide Traffic Island and Bulb-Out Project FY 2005-2007 in the amount of \$503,185.00.

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ACTION REQUESTED OF THE CITY COUNCIL

Staff recommends that the City Council approve the resolution.

Respectfully submitted,

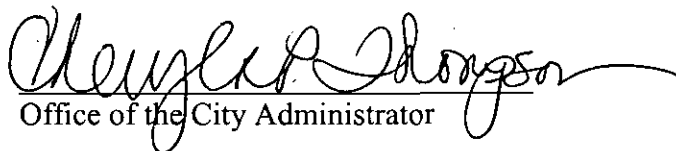


Claudia Cappio
Development Director
Community and Economic Development Agency

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

Prepared by:
Joe Wang, P.E.
Supervising Transportation Engineer
Transportation Services Division

APPROVED AND FORWARDED TO
THE PUBLIC WORKS COMMITTEE:



Office of the City Administrator

Item : _____
Public Works Committee
September 11, 2007



Memo

Department of Contracting and Purchasing

Division of Social Equity

To: Gwen McCormick - Contract Administrator Supervisor
From: Dasco Munoz - Contract Compliance Officer
Through: Shelley Darenburg - Acting Senior Contract Compliance Officer *S. Darenburg*
CC: Project Manager
Date: August 9, 2007
Re: Citywide Traffic Island and Bulb-out 2005-2007 Project # C159720

The Department of Contracting and Purchasing (DCP) Division of Social Equity reviewed five (5) bids received in response to the above referenced project. Below is the outcome of the compliance evaluation for the minimum 20% Local and Small Local Business Enterprise (L/SLBE) participation requirement and a preliminary review for compliance with the Equal Benefits Ordinance (EBO).

Company Name	Bid Amount	Proposed Participation							Banked Credits Eligibility	EBO Compliant ? Y/N
		Total L/SLBE	LBE	SLBE	Trucking	Total Credited	Adjusted Bid Amount	Bid Discounts		
AJW Construction	\$503,185.00	98.21%	0.00%	98.21%	0%	98.21%	\$478,026	5%	2%	Y
Ray's Electric	\$516,300.00	92.83%	4.18%	88.64%	100%	92.83%	\$490,485	5%	2%	Y
Redgwick Construction	\$527,978.00	4.51%	0.00%	4.51%	100%	0.00%	\$527,978	0%	0%	N
Vanguard Construction	\$619,213.00	92.41%	82.40%	10.01%	100%	20.00%	\$606,829	2%	0%	Y
Sposeto Engineering	\$700,147.00	0.00%	0.00%	0.00%	0%	0.00%	\$700,147	0%	0%	Y

As noted above, AJW Construction, Ray's Electric, and Vanguard Construction met the minimum 20% L/SLBE participation requirement. Redgwick Construction and Sposeto Engineering did not meet the minimum 20% L/SLBE requirement. Redgwick Construction and Sposeto Engineering did not meet the L/SLBE Program. All firms are EBO compliant except Redgwick Construction.

For Informational Purposes

50% Local Employment Program (LEP)/15% Oakland Apprenticeship Program

AJW Construction, lowest responsible bidder, exceeded the 50% LEP and the 15% Oakland Apprenticeship goals on the Underground Utility District No. 233, Project No. C211710, the firms most recently completed project with the City of Oakland.

Should you have any questions or need additional information, you may contact Dasco Munoz, Contract Compliance Officer at 238-3970.

Contract Compliance and Employment Services Evaluation Form

Project No.: C159720

Project Name: CITYWIDE TRAFFIC ISLAND AND BULB-OUT PROJECT 2005-2007

Contractor: AJW Construction

Contractor's Bid Amount: 503,185.00

Engineer's Estimate: 486,473.00

Over/Under the Engineers Estimate: -16,712.00

Bid Discounted Amount: \$25,159.25

Discount Points: 5%

Discounted Bid Price: \$478,025.75

1. Did the 20% requirements apply? **YES**

2. Did the contractor meet the 20% requirement? **YES**

a)	% of LBE	<u>0.00%</u>
b)	% of SLBE	<u>98.21%</u>

3. Did the contractor meet the Trucking requirement? **NO**

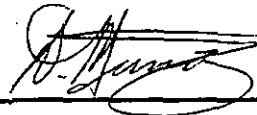
a)	% of Local Trucking	<u>0%</u>
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4. Did the contractor receive bid discount points?
(If yes, list the points received) **YES**
5%

5. Additional Comments.

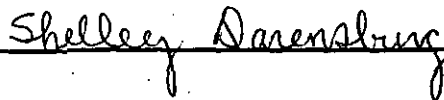
6. Date evaluation completed and returned to Contact Admin./Initiating Dept. **8/7/2007**

**Reviewing
Officer:**



Date: 8/7/2007

Approved By:



Date: 8/9/07

LBE/SLBE Participation Bidder 1

Project Name: CITYWIDE TRAFFIC ISLAND AND BULB-OUT PROJECT 2005-2007

Project No.: C159720		Engineers Est: 486,473.00				Under/Over Engineers Estimate: -16,712.00						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total LBE/SLBE	S/LBE Trucking	Total Trucking	TOTAL Dollars	For Tracking Only		
										Ethn.	MBE	WBE
Prime	AJW Construction	Oakland	CB		469,083.00	469,083.00			469,083.00	H	\$469,083.00	
Striping	Striping Graphics	Petaluma	UB						9,010.00	NA		
Landscape	TPT Gardner	Oakland	CB		25,092.00	25,092.00			25,092.00	AP	\$25,092.00	
Project Totals				0.00	494,175.00	494,175.00	0.00	0.00	503,185.00		\$494,175.00	\$0.00
				0.0%	98.21%	98.21%	0.00%	100.00%				
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 10%	SLBE 10%	TRUCKING 20%	LBE/SLBE 20%		Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed			
Legend				LBE = Local Business Enterprise				UB = Uncertified Business				
				SLBE = Small Local Business Enterprise				CB = Certified Business				
				Total LBE/SLBE = All Certified Local and Small Local Businesses				MBE = Minority Business Enterprise				
				NPLBE = NonProfit Local Business Enterprise				WBE = Women Business Enterprise				
				NPSLBE = NonProfit Small Local Business Enterprise								

Contract Compliance and Employment Services Evaluation Form

Project No.: C159720

Project Name: CITYWIDE TRAFFIC ISLAND AND BULB-OUT PROJECT 2005-2007

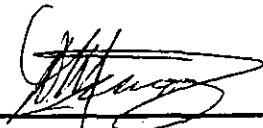
Contractor: Ray's Electric

<u>Contractor's Bid Amount:</u>	516,300.00		
<u>Engineer's Estimate:</u>	486,473.00		
<u>Over/Under the Engineers Estimate:</u>	29,827.00		
<u>Bid Discounted Amount:</u>	\$25,815.00	<u>Discount Points:</u>	5%
<u>Discounted Bid Price:</u>	\$490,485.00		

1. Did the 20% requirements apply? YES
2. Did the contractor meet the 20% requirement? YES
- a) % of LBE 4.18%
- b) % of SLBE 88.64%
3. Did the contractor meet the Trucking requirement? YES
- a) % of Local Trucking 100.00%
4. Did the contractor receive bid discount points? YES
(If yes, list the points received) 5%
5. Additional Comments.

6. Date evaluation completed and returned to Contact Admin./Initiating Dept. 8/7/2007

Reviewing
Officer:



Date: 8/7/2007

Approved By:

Shelley Darenburg

Date: 8/9/07

LBE/SLBE Participation Bidder 2

Project Name: CITYWIDE TRAFFIC ISLAND AND BULB-OUT PROJECT 2005-2007

Project No.: C159720		Engineers Est: 486,473.00				Under/Over Engineers Estimate: 29,827.00				For Tracking Only			
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total	S/LBE	Total	TOTAL	Ethn.	MBE	WBE	
						LBE/SLBE	Trucking	Trucking	Dollars				
PRIME	Ray's Electric	Oakland	CB		447,170.00	447,170.00			447,170.00	C			
Striping	Lineations Markings	Oakland	UB						11,700.00	C			
Trucking	Williams Trucking	Oakland	CB		5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	AA	5,000.00		
Concrete	Central Concrete	Oakland	CB	21,600.00		21,600.00			21,600.00	C			
Drainage	Phoenix Iron Works	Oakland	UB						2,660.00	NL			
Landscape	Green Growth Industry	Pleasanton	UB						22,670.00	NL			
Sawcut	Bayline Cutting	Oakland	CB		5,500.00	5,500.00			5,500.00	H	5,500.00		
Project Totals					21,600.00	457,670.00	479,270.00	5,000.00	5,000.00	516,300.00		\$10,500.00	
				4.18%	88.64%	92.83%	100%	100%					
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 10%	SLBE 10%	TRUCKING 20%	LBE/SLBE 20%		Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed				
Legend	LBE = Local Business Enterprise			UB = Uncertified Business									
	SLBE = Small Local Business Enterprise			CB = Certified Business									
	Total LBE/SLBE = All Certified Local and Small Local Businesses			MBE = Minority Business Enterprise									
	NPLBE = NonProfit Local Business Enterprise			WBE = Women Business Enterprise									
	NPSLBE = NonProfit Small Local Business Enterprise												

Contract Compliance and Employment Services Evaluation Form

Project No.: C159720

Project Name: CITYWIDE TRAFFIC ISLAND AND BULB-OUT PROJECT 2005-2007

Contractor: Redgwick Constuction

<u>Contractor's Bid Amount:</u>	527,978.00	
<u>Engineer's Estimate:</u>	486,473.00	
<u>Over/Under the Engineers Estimate:</u>	-41,505.00	
<u>Bid Discounted Amount:</u>	\$0.00	<u>Discount Points:</u> 0%
<u>Discounted Bid Price:</u>	\$527,978.00	

1. Did the 20% requirements apply? **YES**

2. Did the contractor meet the 20% requirement? **NO**

a)	% of LBE	<u>0.00%</u>
b)	% of SLBE	<u>4.51%</u>

3. Did the contractor meet the Trucking requirement? **YES**

a)	% of Local Trucking	<u>100%</u>
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4. Did the contractor receive bid discount points?
(If yes, list the points received) **NO**
0%

5. Additional Comments.

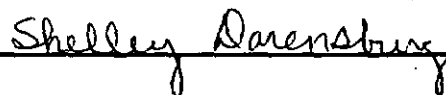
6. Date evaluation completed and returned to Contact Admin./Initiating Dept. **8/7/2007**

**Reviewing
Officer:**



Date: **8/7/2007**

Approved By:



Date: **8/9/07**

LBE/SLBE Participation Bidder 3

Project Name: CITYWIDE TRAFFIC ISLAND AND BULB-OUT PROJECT 2005-2007

Project No.: C159720		Engineers Est: 486,473.00				Under/Over Engineers Estimate: -41,505.00						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total LBE/SLBE	S/LBE Trucking	Total Trucking	TOTAL Dollars	For Tracking Only		
										Ethn.	MBE	WBE
Prime	Redgwick Constuction	Newark	UB						449,424.00	NL		
Concrete	MF Maher	Vallejo	UB						27,377.00	NL		
Landscaping	Green Growth	Pleasanton	UB						27,377.00	NL		
Trucking	Monroe Trucking	Oakland	CB		20,000.00	20,000.00	20,000.00	20,000.00	20,000.00	AA	\$20,000.00	
Sawcut	Bayline	Oakland	CB		3,800.00	3,800.00			3,800.00	H	\$3,800.00	
Project Totals				0.00	23,800.00	23,800.00	20,000.00	20,000.00	527,978.00		\$23,800.00	\$0.00
				0.0%	4.51%	4.51%	100.00%	100.00%				
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 10%	SLBE 10%	TRUCKING 20%	LBE/SLBE 20%		Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed			
Legend				LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise				UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise				

Contract Compliance and Employment Services Evaluation Form

Project No.: C159720

Project Name: CITYWIDE TRAFFIC ISLAND AND BULB-OUT PROJECT 2005-2007

Contractor: Vanguard Construction

Contractor's Bid Amount: 619,213.00

Engineer's Estimate: 486,473.00

Over/Under the Engineers Estimate: -132,740.00

Bid Discounted Amount: \$12,384.26

Discount Points: 2%

Discounted Bid Price: \$606,828.74

1. Did the 20% requirements apply?

YES

2. Did the contractor meet the 20% requirement?

YES

a) % of LBE 82.40%
b) % of SLBE 10.01%

3. Did the contractor meet the Trucking requirement?

YES

a) % of Local Trucking 100%

4. Did the contractor receive bid discount points?
(If yes, list the points received)

NO
2%

5. Additional Comments.

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

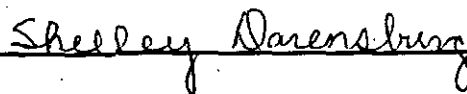
8/7/2007

Reviewing
Officer:



Date: 8/7/2007

Approved By:



Date: 8/9/07

LBE/SLBE Participation Bidder 4

Project Name: CITYWIDE TRAFFIC ISLAND AND BULB-OUT PROJECT 2005-2007

Project No.: C159720		Engineers Est: 486,473.00				Under/Over Engineers Estimate: -132,740.00						
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total LBE/SLBE	S/LBE Trucking	Total Trucking	TOTAL Dollars	For Tracking Only		
										Ethn.	MBE	WBE
Prime	Vanguard Construction	Oakland	CB	510,213.00		510,213.00			510,213.00	C		
Trucking	Williams Trucking	Oakland	CB		62,000.00	62,000.00	62,000.00	62,000.00	62,000.00	AA	\$62,000.00	
Landscape	RMT	Oakland	UB						40,000.00	NL		
Striping	Diaz Corp	San Jose	UB						7,000.00	H	\$7,000.00	
Project Totals				510,213.00	62,000.00	572,213.00	62,000.00	62,000.00	619,213.00		\$69,000.00	\$0.00
				82.4%	10.01%	92.41%	100.00%	100.00%				
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 10%	SLBE 10%	TRUCKING 20%	LBE/SLBE 20%		Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed			
Legend				LBE = Local Business Enterprise SLBE = Small Local Business Enterprise Total LBE/SLBE = All Certified Local and Small Local Businesses NPLBE = NonProfit Local Business Enterprise NPSLBE = NonProfit Small Local Business Enterprise		UB = Uncertified Business CB = Certified Business MBE = Minority Business Enterprise WBE = Women Business Enterprise						

Contract Compliance and Employment Services Evaluation Form

Project No.: C159720

Project Name: CITYWIDE TRAFFIC ISLAND AND BULB-OUT PROJECT 2005-2007

Contractor: Sposeto Engineering

Contractor's Bid Amount: 700,147.00

Engineer's Estimate: 486,473.00

Over/Under the Engineers Estimate: -213,674.00

Bid Discounted Amount: \$0.00

Discount Points: 0%

Discounted Bid Price: \$700,147.00

1. Did the 20% requirements apply? **YES**

2. Did the contractor meet the 20% requirement? **NO**

a) % of LBE **0.00%**
b) % of SLBE **0.00%**

3. Did the contractor meet the Trucking requirement? **NO**

a) % of Local Trucking **0%**

4. Did the contractor receive bid discount points? **NO**
(If yes, list the points received) **0%**

5. Additional Comments.

6. Date evaluation completed and returned to Contact Admin./Initiating Dept. **8/7/2007**

Reviewing Officer: 

Date: 8/7/2007

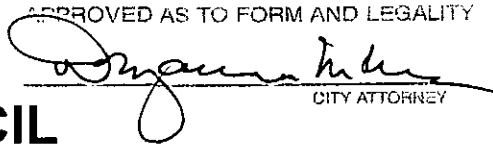
Approved By: Shelley Darenburg

Date: 8/9/07

LBE/SLBE Participation Bidder 5

Project Name: CITYWIDE TRAFFIC ISLAND AND BULB-OUT PROJECT 2005-2007

Project No.: C159720		Engineers Est: 486,473.00				Under/Over Engineers Estimate: -213,674.00							
Discipline	Prime & Subs	Location	Cert. Status	LBE	SLBE	Total LBE/SLBE	S/LBE Trucking	Total Trucking	TOTAL Dollars	For Tracking Only			
										Ethn.	MBE	WBE	
Prime	Sposeto Engineering	Union City	UB						662,147.00	C			
Landscape	JJ Nguyen	San Jose	UB						38,000.00	AP	\$38,000.00		
Project Totals				0.00	0.00	0.00	0.00	0.00	700,147.00		\$38,000.00	\$0.00	
				0.0%	0.00%	0.00%	0.00%	100.00%					
Requirements: The 20% requirements is a combination of 10% LBE and 10% SLBE participation. An SLBE firm can be counted 100% towards achieving 20% requirements.				LBE 10%	SLBE 10%	TRUCKING 20%	LBE/SLBE 20%			Ethnicity AA = African American AI = Asian Indian AP = Asian Pacific C = Caucasian H = Hispanic NA = Native American O = Other NL = Not Listed			
Legend				LBE = Local Business Enterprise		SLBE = Small Local Business Enterprise		Total LBE/SLBE = All Certified Local and Small Local Businesses		NPLBE = NonProfit Local Business Enterprise		NPSLBE = NonProfit Small Local Business Enterprise	
				UB = Uncertified Business		CB = Certified Business		MBE = Minority Business Enterprise		WBE = Women Business Enterprise			

APPROVED AS TO FORM AND LEGALITY

CITY ATTORNEY

OAKLAND CITY COUNCIL

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2007 AUG 30 PM 3:09 **RESOLUTION No. _____ C.M.S.**

Introduced by Councilmember _____

RESOLUTION AWARDING A CONTRACT TO THE LOWEST BIDDER, AJW CONSTRUCTION, FOR THE CONSTRUCTION OF THE CITYWIDE TRAFFIC ISLAND AND BULB-OUT IN ACCORDANCE WITH SPECIFICATIONS FOR PROJECT NO. C159720, FY 2005 - 2007, AT SANTA CLARA AVENUE AT LAKEPARK AVENUE, VERNON STREET AT LEE STREET, JOAQUIN MILLER ROAD AT ROBINSON DRIVE, PIERSON STREET BETWEEN MACARTHUR BOULEVARD AND REDDING STREET, PARK BOULEVARD AT EL CENTRO AVENUE, AND THREE OR MORE OTHER PENDING LOCATIONS, IN THE AMOUNT OF FIVE HUNDRED THREE THOUSAND ONE HUNDRED EIGHTY-FIVE DOLLARS (\$503,185.00)

WHEREAS, on July 23, 2007, five (5) bids were received by the Office of the City Clerk of the City of Oakland for the Citywide Traffic Island and Bulb-Out Project FY 2005-2007 (City Project No. C159720); and

WHEREAS, **AJW Construction** submitted the lowest responsible and responsive bid; and

WHEREAS, there are sufficient funds for the construction contract in Measure B Funds (2211); and

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

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

WHEREAS, **AJW Construction** complies with all Local/Small Local Business Enterprise Program requirements; and

WHEREAS, the City Council finds and determines that services under this contract will be temporary and shall not result in the loss of employment or salary by any person having permanent status in the competitive services; now, therefore, be it

RESOLVED: That the construction contract for the Citywide Traffic Island and Bulb-Out Project 2005-2007 (City Project No. C159720) is hereby awarded to AJW Construction in accordance with

the specifications for said project and terms of its bid, dated July 23, 2007, in the amount of five hundred three thousand one hundred eighty-five dollars (\$503,185.00); and be it

FURTHER RESOLVED: That the plans and specifications prepared by the Director of the Public Works Agency for the Citywide Traffic Island and Bulb-Out Project 2005-2007 (City Project No. C159720) are hereby approved; and be it

FURTHER RESOLVED: That the amount of the bond for faithful performance, \$503,185.00, and the amount for a bond to guarantee payment of all claims for labor and materials furnished, and for amount due under the Unemployment Insurance Act, \$503,185.00, with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That the City Administrator, or her designee, is hereby authorized to enter into a contract with AJW Construction on behalf of the City of Oakland and execute any amendments or modifications of said contract within the limitations of the project specifications; and be it

FURTHER RESOLVED: That all other bids are hereby rejected; and be it

FURTHER RESOLVED: That the contract shall be reviewed and approved for form and legality by the City Attorney, and a copy of the contract shall be kept on file in the Office of the City Clerk; and be it

FURTHER RESOLVED: That the City Clerk is hereby directed to post conspicuously forthwith notice of the above award on the official bulletin board in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20__

PASSED THE FOLLOWING VOTE:

AYES – BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND PRESIDENT DE LA FUENTE

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____

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