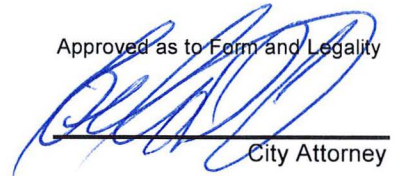


FILED
OFFICE OF THE CITY CLERK
OAKLAND

2016 MAR 31 PM 4:55

OAKLAND CITY COUNCIL

Approved as to Form and Legality



City Attorney

RESOLUTION No. 86151 C.M.S.

Introduced by Councilmember _____

RESOLUTION AWARDDING CONSTRUCTION CONTRACTS IN AN AMOUNT NOT TO EXCEED ONE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$1,500,000.00), PER CONTRACT, FROM FY 2016-17 TO FY 2018-19 TO: 1) NOR-CAL PIPELINE SERVICES, 2) PIPE AND PLANT SOLUTIONS, 3) ANDES CONSTRUCTION, INC. AND 4) ROTO ROOTER SEWER SERVICES IN ACCORDANCE WITH PLANS AND SPECIFICATIONS FOR ON-CALL SEWER CLEANING SERVICES (PROJECT NO. A481310) FOR A CUMULATIVE PROJECT ALLOCATION IN AN AMOUNT NOT TO EXCEED SIX MILLION DOLLARS (\$6,000,000.00) FOR A PERIOD OF THREE YEARS, WITH THREE, ONE-YEAR OPTIONS TO NEGOTIATE AND RENEW EACH OF THE AFOREMENTIONED CONSTRUCTION CONTRACTS

WHEREAS, in accordance with the City of Oakland's 2014 Consent Decree (CD) with the Environmental Protection Agency (EPA), Oakland is required to implement systematic sewer inspections, cleaning, repair and rehabilitation with pre-defined maintenance schedules; and

WHEREAS, on November 3, 2015, the City issued a Request for Qualifications (RFQ) for On-Call Sewer Cleaning Services (Project No. A481310); and

WHEREAS, Oakland Public Works' Sewer Services Division currently has the capacity to clean sewer pipes up to a 36-inch diameter; and

WHEREAS, proposed contractors may be tasked with cleaning and televising all sanitary sewer pipes in excess of the 36-diameter threshold. Contractors may also provide intermittent coverage of other sanitary sewer mains which pose a heightened safety risk due to the physical location of hard to reach easements; and

WHEREAS, on December 10, 2015, RFQ response applications were received from Nor-Cal Pipeline Services, Pipe and Plant Solutions, Andes Constructions, Inc. and Roto Rooter Sewer Services; and

WHEREAS, the City conducted a pre-qualification process in accordance with Oakland Municipal Code Chapter (OMC) 2.04.045; and

WHEREAS, all four contractors meet the requirements of OMC Chapter 2.04.045(a) for pre-qualification for the On-Call Sewer Cleaning Services Project; and

WHEREAS, as projects arise, staff will obtain competitive bids from each contractor and will award the work to the lowest responsible, responsive bidder in accordance with Oakland Municipal Code Section 2.04.045(c); and

WHEREAS, all four contractors shall be required to meet or exceed the City's fifty-percent (50%) Local Hire and Apprenticeship Program provisions; and

WHEREAS, the City's Local/Small Local Business Enterprise (L/SLBE) program requirements have been verified and waived by the Social Equity Division of the Department of Contracting and Purchasing, and

WHEREAS, the City Council finds and determines based on the representations set forth in the report accompanying this Resolution, that the construction contracts approved hereunder are temporary in nature; and

WHEREAS, the City Council finds and determines that the proposed construction contracts shall not result in the loss of salary or employment by any person having permanent status in the competitive service; and

WHEREAS, each of the proposed contracts will be executed in an amount not to exceed one million five hundred thousand dollars (\$1,500,000.00), per contract, over the three-year period of FY 2016-17 to FY 2018-19, for a cumulative allocation not to exceed \$6,000,000.00; and

WHEREAS, the City Council also authorizes three, one-year options to negotiate and renew each of the aforementioned contracts without returning to Council; and

WHEREAS, project funding for all contractual expenditure allocations shall be expensed from FY 2016-17 to FY 2018-19 to the Oakland Public Works Sewer Service Division Fund (3100), Infrastructure Maintenance Sewer System Org. (30533), Miscellaneous Contract Services Account (54919), Sanitary Sewer Management Project (A481310); now, therefore be it

RESOLVED: That the City Administrator or designee is hereby authorized to execute construction contracts in an amount not to exceed \$1,500,000.00, per contract, with 1) Nor-Cal Pipeline Services, 2) Pipe and Plant Solutions, 3) Andes Construction, Inc., and 4) Roto-Rooter Sewer Services for On-Call Sewer Cleaning Services (Project No. A481310) and in accordance with plans and specifications for the Project and contractor's bid dated December 10, 2015; and be it

FURTHER RESOLVED: That each of the proposed contracts will be executed in an amount not to exceed one million five hundred thousand dollars (\$1,500,000.00), per contract, over the three-year period of FY 2016-17 to FY 2018-19, for a cumulative allocation not to exceed \$6,000,000.00; and be it

FURTHER RESOLVED: That project funding for all contractual expenditure allocations shall be expensed from FY 2016-17 to FY 2018-19 to the Oakland Public Works Sewer Service Division Fund (3100), Infrastructure Maintenance Sewer System Org. (30533), Miscellaneous Contract Services Account (54919), Sanitary Sewer Management Project (A481310); and be it

FURTHER RESOLVED: That as projects arise, staff will obtain competitive bids from each contractor and will award the work to the lowest responsible, responsive bidder in accordance with Oakland Municipal Code Section 2.04.045(c); and be it

FURTHER RESOLVED: That the City Council also authorizes three, one-year options to negotiate and renew each of the aforementioned contracts without returning to Council; and be it

FURTHER RESOLVED: That each contractor shall provide performance and payment bonds for 100% of the value of the work assignment prior to the commencement of any work under its On-Call Sewer Cleaning Services contract when any assignment and/or task order exceeds a cumulative cost distinction of twenty-five thousand dollars (\$25,000.00); and be it

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

FURTHER RESOLVED: That all contracts shall be reviewed and approved by the City Attorney as to form and legality prior to execution and placed on file in the Office of the City Clerk.

MAY 03 2016

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20____

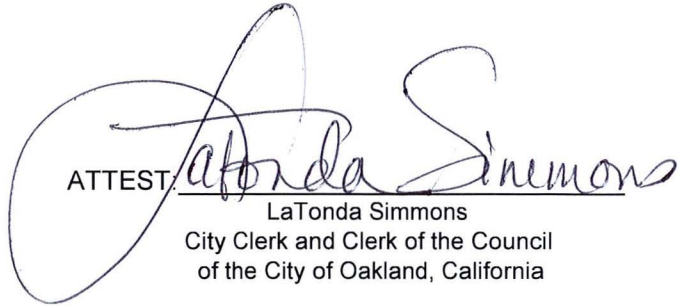
PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID, and PRESIDENT GIBSON MCELHANEY - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

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