


FILED
OFFICE OF THE CITY CLERK
OAKLAND

2010 OCT -6 PM 12:39

Approved as to Form and Legality


City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. 82974 C.M.S.

Introduced by Councilmember _____

RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO RAY'S ELECTRIC FOR THE CONSTRUCTION OF THE 23RD AVENUE IMPROVEMENT PROJECT (PROJECT NO. P233271) IN ACCORD WITH THE PROJECT PLANS AND SPECIFICATIONS AND THE CONTRACTOR'S BID IN THE AMOUNT OF ONE MILLION EIGHT HUNDRED SEVENTY-SIX THOUSAND AND TWENTY-ONE DOLLARS (\$1,876,021.00)

WHEREAS, on June 24, 2010, two bids were received by the Office of the City Clerk of the City of Oakland for the Construction of the 23rd Avenue Improvement Project (City Project No. P233271); and

WHEREAS, Ray's Electric complies with the 20% Local and Small Local Business Enterprise (L/SLBE) participation, 50% Local Employment Program (LEP), the 15% Oakland Apprenticeship Program, and Equal Benefits Ordinance (EBO) requirements bidding as a prime, and is the lowest responsive and responsible bidder for the project; and

WHEREAS, there are sufficient funds in the project budget for the work. Funding for the contract work will be available in the following project accounts:

- \$2,080,000.00: Oakland Redevelopment Agency Projects Fund (7780), Engineering Design: Streets and Structures Organization (92242); 23rd Avenue Improvement Project (P233281)

WHEREAS, the engineer's estimate for the work is \$2,072,866.00; and

WHEREAS, the City Council finds that the City lacks the equipment and qualified personnel to perform the necessary work and that the performance of this contract is in the public interest because of economy or better performance; and

WHEREAS, the City Administrator has determined 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 contract for the Construction of the 23rd Avenue Improvement Project (Project No. P233271) is hereby awarded to Ray's Electric in accordance with the project plans and specifications and the contractor's bid therefore, dated June 24, 2010, in the amount of one million eight hundred seventy-six thousand and twenty-one dollars (\$1,876,021.00); and be it

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

FURTHER RESOLVED: That the amount of the bond for faithful performance, \$1,876,021.00, 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, \$1,876,021.00, with respect to such work are hereby approved; and be it

FURTHER RESOLVED: That the City Administrator is hereby authorized to enter into a contract with Ray's Electric on behalf of the City of Oakland and to execute any amendments or modifications to said agreement 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 by the City Attorney for form and legality and placed on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, SEP 21 2010, 20

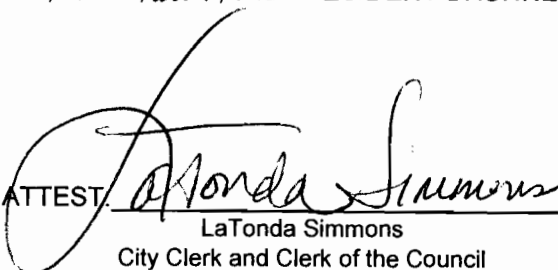
PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, ~~REID~~, and PRESIDENT BRUNNER - 7

NOES - 0

ABSENT - Reid - 1

ABSTENTION - 0

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