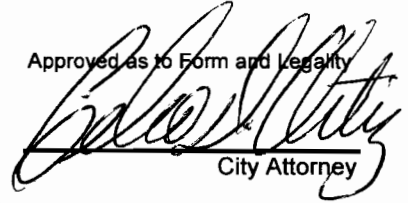


FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL

Approved as to Form and Legality



City Attorney

2013 MAR 27 AM 10:45 RESOLUTION No. 84306 C.M.S.

Introduced by Councilmember _____

RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO ROOT TAMERS, THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, FOR ON-CALL SANITARY SEWER ROOT FOAMING SERVICES FY 2012-13 (PROJECT NO. C457110) IN ACCORD WITH THE SPECIFICATIONS FOR THE PROJECT AND CONTRACTOR'S BID IN THE AMOUNT OF FIVE HUNDRED THIRTY-FIVE THOUSAND EIGHT HUNDRED TWENTY-FIVE DOLLARS (\$535,825.00)

WHEREAS, on February 7, 2013, two bids were received by the Office of the City Clerk of the City of Oakland for On-Call Sanitary Sewer Root Foaming Service FY 2012-13 (Project No. C457110); and

WHEREAS, Root Tamers, a Contract Compliance certified contractor as a prime, is deemed the lowest responsive and responsible bidder for the project; and

WHEREAS, there are sufficient funds in the project budget for the work in the following project account:

- Sewer Service Fund (3100); Capital Projects - Sanitary Sewer Design Organization (92244); Sewers Account (57417); Project No. C457110; \$535,825.00; and these funds were specifically allocated for this project; this project will help reduce the amount of sanitary sewer maintenance requirement; and

WHEREAS, City Council finds and determines based on the representations set forth in the City Administrator's report accompanying this Resolution that the construction contract approved hereunder is temporary in nature; 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 that this contract is of a professional, scientific or technical nature; and

WHEREAS, Root Tamers complies with all Contract Compliance requirements; 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 construction contract for On-Call Sanitary Sewer Root Foaming Services FY 2012-13 (Project No. C457110) is hereby awarded to Root Tamers in accordance with the project specifications and the contractor's bid therefore, dated February 7, 2013, for the amount of Five Hundred Thirty-Five Thousand Eight Hundred Twenty-Five Dollars; and be it

FURTHER RESOLVED: That the City Council hereby approves the specifications prepared at the direction of the Assistant Director of the Public Works for this project, are hereby approved; and be it

FURTHER RESOLVED: That the amount of the revolving Payment and Performance Bonds in the amount of \$100,000 will be required; and be it

FURTHER RESOLVED: That the City Administrator, or her designee, is hereby authorized to enter into a contract with Root Tamers 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, APR 16 2013, 20

PASSED BY THE FOLLOWING VOTE:

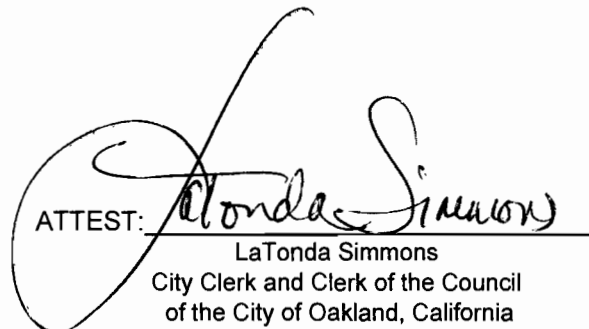
AYES – BROOKS, GALLO, KALB, KAPLAN, GIBSON MCELHANEY, REID, SCHAAF, and
PRESIDENT KERNIGHAN - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:


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