

OAKLAND CITY COUNCIL**RESOLUTION No. 85249 C.M.S.**

City Attorney

Introduced by Councilmember _____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO AWARD A CONSTRUCTION CONTRACT TO BAY AREA LIGHTWORKS FOR HIGHWAY SAFETY IMPROVEMENT PROGRAM CYCLE 4 (HSIP4): TRAFFIC SIGNAL ON SAN PABLO AVENUE (WEST GRAND AVENUE TO WEST STREET), PROJECT NO. C444010, IN ACCORDANCE WITH PROJECT PLANS, SPECIFICATIONS, STATE REQUIREMENTS AND WITH CONTRACTOR'S BID IN THE AMOUNT OF FIVE HUNDRED FOUR THOUSAND NINE DOLLARS AND SEVENTY-FIVE CENTS (\$504,009.75)

WHEREAS, on July 10, 2014, three (3) bids on the project in the amount of \$504,009.75, \$526,616.00 and \$638,357.00 from Bay Area Lightworks, Beliveau Engineering Contractors, Inc., and W. Bradley Electric, Inc. respectively, in response to the Notice To Bidders for the construction of HSIP4: Traffic Signal Modifications on San Pablo Avenue (West Grand Avenue to West Street); and

WHEREAS, the City of Oakland was awarded with HSIP Cycle 4 Federal grant which is administered by State of California, Department of Transportation, and the funding for the grant was accepted and appropriated by City Council on July 5, 2011 per Resolution No. 83458 C.M.S.; and

WHEREAS, Bay Area Lightworks submitted the lowest responsible and responsive bid, and the bid complies with the Federal Disadvantaged Business Enterprise (DBE) 1.43% participation requirements;; and

WHEREAS, there is sufficient fund in the project budget for the work. Funding for the construction contract work will be available in the following project accounts; and

- Highway Safety Improvement Program Cycle 4 (HSIP4) Federal grant \$344,520.00. State of California, Department of Transportation, Fund (2140); Project (C444010);
- Oakland local match \$159,489.75. Measure B Fund (2211); Project (C444020).

WHEREAS, the engineer's estimate for the work is \$357,547.00; 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 HSIP4: Traffic Signal Modifications on San Pablo Avenue (West Grand Avenue to West Street), Project No. C444010, is hereby awarded to Bay Area Lightworks in accordance with the project plans, specifications, state requirements and with contractor's bid in the amount of Five Hundred Four Thousand Nine Dollars and Seventy-Five Cents (\$504,009.75); and be it

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

FURTHER RESOLVED, That the contractor shall provide a faithful performance bond and payment bond to guarantee payment of all claims for labor and materials furnished and for the amount due under the Unemployment Insurance Act, for one hundred percent (100%) of the contract amount prior to execution of the contract; and be it

FURTHER RESOLVED, That the City Administrator, or his designee, is hereby authorized to enter into a contract with Bay Area Lightworks 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 place on file in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, NOV 05, 2014

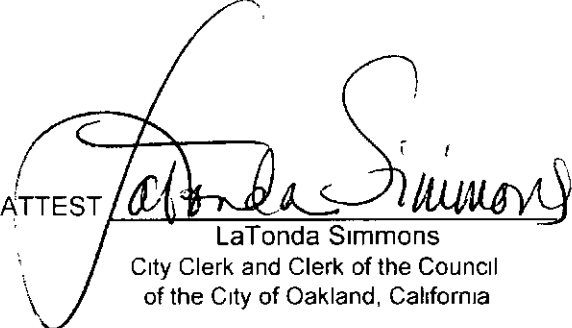
PASSED BY THE FOLLOWING VOTE:

AYES - KALB, GIBSON MCELHANEY, SCHAAF, GALLO, BROOKS, ~~REID~~, KAPLAN, and
PRESIDENT KERNIGHAN - 7

NOES - Ø

ABSENT - Reid - 1

ABSTENTION - Ø

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