



AGENDA REPORT

TO: Edward D. Reiskin
City Administrator

FROM: David Ferguson
Interim Director, Public
Works

SUBJECT: Increase Landscape Maintenance
Contract with Bay Construction, Inc.

DATE: January 25, 2021

City Administrator Approval

Date: Jan 26, 2021

RECOMMENDATION

Staff Recommends That The City Council Adopt A Resolution Authorizing The City Administrator, Or Designee, To Waive Advertising And Competitive Bidding To Increase The Current Two Year Landscaping Maintenance Contract With Bay Construction, Inc. At Gateway Industrial District At Oakland Army Base (Community Facilities District 2015-1) By An Amount Of One Hundred Forty Three Thousand Two Hundred Dollars (\$143,200.00) From One Hundred Ninety Eight Thousand Dollars (\$198,000.00) For A Total Contract Amount of Three Hundred Forty One Thousand Two Hundred Dollars (\$341,200.00).

REASON FOR SUPPLEMENTAL

The purpose of this supplemental report is to address questions raised by Councilmember Fife relating to the Increase Landscape Maintenance Contract with Bay Construction, Inc., at the January 19, 2021 City Council meeting.

Councilmember Fife requested additional information about Public Outreach used when initiating this contract. This report will address that question submitted to staff:

As noted in the agenda report, Initial Notices to Bidders and announcements regarding a Request for Proposal (RFP) was first issued on January 13, 2020. Oakland Public Works followed the standard operating procedures for outreach at the time which included the following:

- The City of Oakland iSupplier system including City certified firms¹
- Printed legal notice in East Bay Times, San Francisco Chronicle, Oakland Post, El Mundo, Sing Tao, World Journal and The Korea Times publications
- Post on CIPlist.com, a statewide database for cities to present CIP projects

¹ There are roughly 17,000 certified firms in iSupplier, of which 130 firms were notified for this RFP.

The City Clerk received three (3) bids on January 30, 2020 from Bay Construction, Los Loza Landscaping and Mike Davis Landscape. A Compliance Analysis was completed on February 21, 2020 (**Attachment A**) by Contract Compliance and determined that Bay Construction, Inc., a local Oakland business, was the only bidder that met the minimum 50% Local and Small Business Enterprise (L/SLBE) and Equal Benefits Ordinance (EBO) participation requirements. In fact, Bay Construction, Inc. exceeded the L/SLBE requirements with a bid that included 69.12% SLBE participation. Los Loza Landscaping and Mike Davis Landscape failed to meet the 50% L/SLBE participation requirements and were not EBO compliant. Ultimately, Bay Construction, Inc. was awarded the contract. Additional public outreach was not required for the contract increase.

The current contract with Bay Construction ends June 22, 2022. The City will begin a new RFP process for this contract in January 2022.

ACTION REQUESTED OF THE CITY COUNCIL

Staff Recommends That The City Council Adopt A Resolution Authorizing The City Administrator, Or Designee, To Waive Advertising And Competitive Bidding To Increase The Current Two Year Landscaping Maintenance Construction Contract With Bay Construction, Inc. At Gateway Industrial District At Oakland Army Base (Community Facilities District 2015-1) By An Amount Of One Hundred Forty Three Thousand Two Hundred Dollars (\$143,200.00) From One Hundred Ninety Eight Thousand Dollars (\$198,000.00) For A Total Contract Amount of Three Hundred Forty One Thousand Two Hundred Dollars (\$341,200.00).

For questions regarding this report, please contact Jamie Cheng, Management Assistant, Oakland Public Works, Bureau of Administration, Fiscal Services – CFD Administration at (510) 238-7126.

Respectfully submitted,



DAVID FERGUSON
Interim Director, Public Works

Reviewed by:
Tom Morgan, Agency Administrative Manager
Bureau of Administration

Reviewed by:
Rina Stabler, Fiscal Services Manager
Bureau of Administration

Prepared by:
Jamie Cheng, Management Assistant
Bureau of Administration – Fiscal Services

Attachments (1):

A: Compliance Analysis dated February 21, 2020