

**OAKLAND CITY COUNCIL**  
**RESOLUTION No. \_\_\_\_\_ C.M.S.**

INTRODUCED BY COUNCILMEMBER \_\_\_\_\_

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**RESOLUTION AUTHORIZING AWARD OF A CONTRACT IN THE AMOUNT OF TWO HUNDRED EIGHTY-NINE THOUSAND ONE HUNDRED NINETY-NINE DOLLARS (\$289,199.00) TO CLD CONSTRUCTION, INC. FOR THE EL NIÑO STORM REPAIR ON PANORAMIC WAY AND FONTAINE STREET (PROJECT NO. H95510)**

**WHEREAS**, on March 26, 2001, four bids were received by the Office of the City Clerk of the City of Oakland for the El Niño Storm Repair on Panoramic Way and Fontaine Street (Project No. H95510); and

**WHEREAS**, **CLD Construction, Inc.** has been determined to be the lowest responsible bidder for the project; and

**WHEREAS**, there are sufficient funds in the project budget for the work, and the project budget includes \$332,316 for construction of the work, and the engineer's estimate for the work was \$325,740; and

**WHEREAS**, the City lacks the equipment and qualified personnel to perform the necessary work; and

**WHEREAS**, the City Council finds and determines that the performance of this contract is in the public interest because of economy; and

**WHEREAS**, the City Council finds and determines 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 service; now, therefore, be it

**RESOLVED:** That the City Manager is authorized to enter into a contract for the El Niño Storm Repair on Panoramic Way and Fontaine Street (Project No. H95510) with **CLD Construction, Inc.** in accordance with the terms of its bid therefore, dated March 26, 2001, in the amount of Two Hundred Eighty-Nine Thousand One Hundred Ninety-Nine Dollars (\$289,199.00); and be it

**FURTHER RESOLVED:** That the amount of the bond for faithful performance, \$144,599.50, 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, \$289,199.00, with respect to such work are hereby approved; and be it

**FURTHER RESOLVED:** That the City Manager is hereby authorized to enter into a contract with **CLD Construction, Inc.** on behalf of the City of Oakland and to execute any amendments, or modifications of said contract, 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 City Clerk is hereby directed to post conspicuously forthwith notice of the above award on the official bulletin board in the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 2001

**PASSED BY THE FOLLOWING VOTE:**

AYES- BRUNNER, CHANG, (VACANT), NADEL, REID, SPEES, WAN AND  
PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST: \_\_\_\_\_

CEDA FLOYD  
City Clerk and Clerk of the Council  
of the City of Oakland, California