



DATE: March 15, 2022

TO: Mayor and City Council

FROM: Director of Public Works

SUBJECT: Adopt Resolutions 1) Approving Addendum No. 1, Awarding a Contract to Los Loza, Inc., in the Amount of \$1,641,198 for the Mission Boulevard Linear Park Project, Project No. 05288 and 2) Authorizing the City Manager to Execute an Amendment Increasing the Professional Services Agreement with SurfaceDesign, Inc., by \$80,000 for Construction Support for a Total Not-to-Exceed Amount of \$390,000

RECOMMENDATION

That Council adopts the attached resolution (Attachment II) approving Addendum No. 1 providing clarification to bidder questions, and awarding the contract to Los Loza, Inc., in the amount of \$1,641,198; and, a resolution (Attachment III) authorizing the City Manager to execute an amendment increasing the professional services agreement (PSA) with SurfaceDesign, Inc. (SDI) for construction support, and authorizing the Director of Public Works to spend up to \$2,813,000 for the total project cost for the Mission Boulevard Linear Park Project, Project. No. 05288.

SUMMARY

The Mission Boulevard Linear Park Landscape Project (Project) will provide improvements to the linear park adjacent to portions of the Mission Boulevard Corridor Improvements Phase 2 project. On February 8, 2022, the project received nine bids. The apparent low bid submitted by Los Loza, Inc. (Los Loza) is \$1,641,198 or 19.8% below the engineer's estimate. Staff recommends awarding the construction contract to Los Loza. When construction commences, construction support services by SDI will be needed, which requires an amendment to the existing PSA.

Council Infrastructure Committee Review

The most recent update was presented to the Council Infrastructure Committee (CIC) on July 28, 2021¹ and received positive feedback.

BACKGROUND

¹ <https://hayward.legistar.com/LegislationDetail.aspx?ID=5067291&GUID=4E2D20AA-0EFF-4D71-B5AB-86BCEBA9B795&Options=&Search=>

The Linear Park is on the east side of Mission Boulevard from approximately 600 feet south of Blanche Street to 500 feet north of Fairway Street and is approximately 5,000 feet long and varies in width from 50 to 65 feet. The Linear Park currently consists of an asphalt path, grasses, trees, and shrubs. Mission Boulevard Corridor Improvements Phase 2 removed trees that were in declining health, replaced the asphalt path, added new pedestrian lighting, and installed the main irrigation water line within the Linear Park. The landscape improvements were not included in the Phase 2 project because the cost estimate during the design phase exceeded the project budget.

From the beginning through the end phases of design, the process for making improvements to the Project included collaboration with community members through three meetings. After each community meeting, staff provided updates to the CIC and received comments and direction. The construction documents are now complete and include the following features:

- Reshape the flat landscape areas, using cut and fill to create earth forms that echo the East Bay Hills
- Plant new trees, no-mow grass, native plants, wildflowers, and irrigation
- Realign the existing asphalt path at two locations
- Add decomposed granite shoulder along the existing path for alternative surface for walker/runners as well as making it dog friendly
- Create expanded paving areas and pathways using recycled concrete
- Add seating using reclaimed timbers and upcycled accent seating
- Add boulders
- Install Big Belly trash and recycling receptacles and pet waste stations
- Add art crosswalk
- Provide privacy to adjacent properties by removing invasive plants, planting new shrubs and limbing up existing oleander along existing fencing
- Add shade trellis at Corrine Street bus stop

Below is a list of major milestones for the Project:

- October 2019²: Introduction of the project to CIC for scope options and associated costs.
- June 2020: Council adopted a resolution authorizing the City Manager to execute a PSA with SDI for the design of the Mission Boulevard Linear Park Landscape Project.
- August 2020: SDI began pre-design data collection and field survey.
- September 2020: Staff and SDI held first community meetings both virtual and onsite tent events to gather input for the conceptual design including a post meeting survey for additional community input.
- October 2020³: CIC meeting for a project update including community input to be

² <https://hayward.legistar.com/LegislationDetail.aspx?ID=4199603&GUID=B7F58DED-4A4C-4A5B-B6FD-64D1060A0B8B&Options=&Search=>

³ <https://hayward.legistar.com/LegislationDetail.aspx?ID=4677680&GUID=566B11CB-76A2-467B-A13C-09E61025BF61&Options=&Search=>

considered in the conceptual design.

- December 2020: Staff and SDI held a second virtual community meeting to present the conceptual design and gather input.
- March 2021: Design development level completed.
- April 2021: CIC meeting for a project update.
- June 2021: Staff and SDI held the third and final virtual community meeting to present the design development and gather input.
- July 2021: CIC meeting for the update on the final design.
- October 2021: Construction documents completed.
- November 16, 2021⁴: Council approved plans and specifications and call for bids.
- December 14, 2021: Bid opening.
- January 18, 2022⁵: Council rejected all bids and called for new bids.
- February 8, 2022: Bid opening.

DISCUSSION

On January 18, 2022, Council approved the revised plans and specifications. Addendum No. 1 was issued during the bidding period to clarify bidder questions. On February 8, 2022, nine (9) bids were received ranging from \$1,641,198 to \$2,602,374. Los Loza of Hayward submitted the lowest bid in the amount of \$1,641,198, which is 19.8% below the engineer's estimate of \$2,046,061. The second lowest bid was from ASG Builders of Mountain View at \$1,688,521 which is 17.5% below the engineer's estimate. The third lowest bid was from IBS USA, Inc., of San Francisco at \$1,699,515 which is 16.9% below the engineer's estimate (Attachment IV).

Staff finds Los Loza's bid documents to be responsive and has confirmed that they have the license appropriate for this work. Therefore, staff recommends that Council award the contract to Los Loza in the amount of \$1,641,198.

Additional Services and Amendment to Professional Services Agreement

On June 23, 2020⁶, Council authorized the City Manager to execute an agreement with SDI for professional design services for the project in an amount not-to-exceed \$310,000. The original agreement did not include construction support. An estimated \$80,000 is needed for these services during the construction phase, and staff recommends that Council approve an increase to SDI's agreement by this amount and a total not-to-exceed amount of

⁴ <https://hayward.legistar.com/LegislationDetail.aspx?ID=5213906&GUID=5B691B4F-D712-4FC8-BF72-9565B00C92EB&Options=&Search=>

⁵ <https://hayward.legistar.com/LegislationDetail.aspx?ID=5382576&GUID=ABA08999-8D86-46CF-A13F-A4084E64359C&Options=&Search=>

⁶ <https://hayward.legistar.com/LegislationDetail.aspx?ID=4576642&GUID=32D41BF8-52CB-4E7C-B048-08B61F8CB28D&Options=&Search=>

\$390,000.

Further, staff recommends that Council authorize expenditures of up to \$2,813,000 for construction, construction contingencies (Administrative Change Order or ACO), construction administration, inspection, testing, City furnished items, and project design. The ACO amount is \$164,120 (or 10% of the construction contract).

Environmental Review

Environmental review of the Linear Park project was included in the review of the Mission Boulevard Phase 2 project. Phase 2, including the Linear Park, was determined to be categorically exempt from environmental review pursuant to Section 15301 of the CEQA Guidelines for the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of existing or former use.

ECONOMIC IMPACT

Completion of the landscape improvements will provide the final aspect of the complete streets total project for this portion of Mission Boulevard by providing additional pedestrian and bicycle facilities, recreation facilities which will result in positive economic benefits for nearby businesses and increased property values for residential areas adjacent to the Linear Park.

FISCAL IMPACT

This Project is funded by the Route 238 Corridor Improvement Fund (Fund 410). Currently the adopted FY22 CIP includes a project budget of \$2,813,000 for this effort.

The estimated project costs are as follows:

	Estimated Cost
Construction	\$1,641,198
Construction Contingency	\$164,120
Design	\$394,682
Construction Admin, Inspection, Testing	\$613,000
Project Total	\$2,813,000

SUSTAINABILITY FEATURES

1. Water: The project will include the installation of drought tolerant plants to reduce water usage.
2. Environment: This project will implement ReScape California (initially Bay-Friendly Landscaping) techniques to use native and climate appropriate plants for the park. The project will be reviewed for ReScape certification after the project design is complete.
3. Bike and Ped: The project will provide a pleasant, safe, and inviting environment for walking, jogging, casual biking and exercise.

STRATEGIC ROADMAP

This agenda item supports the Strategic Priority of Improve Infrastructure. Specifically, this item relates to the implementation of the following project:

Project 7 Improve Mission Boulevard as a key 'Gateway to the City'

PUBLIC CONTACT

As part of the design process, staff and the design consultant held three community meetings on September 25, 2020, December 10, 2020, and June 23, 2021. Based on the presentation of the conceptual design and design development, the feedback from the community members who provided input was overall positive. Information about the Project can also be found on the project webpage⁷. After the construction contract is awarded, a preliminary project notice will be distributed to residents along the linear park and nearby neighborhoods.

NEXT STEPS

If Council adopts the attached resolutions, staff will route the construction contract to Los Loza, and the Amendment to the PSA to SDI. The following is the tentative schedule for this project:

Begin Construction
Complete Construction

April 11, 2022
Fall 2022

Prepared by: Dave Hung, Senior Civil Engineer
 Kathy Garcia, Deputy Director of Public Works

Recommended by: Alex Ameri, Director of Public Works

Approved by:



Kelly McAdoo, City Manager

⁷ <https://hayward-ca.gov/Linear-Park>