

HAYWARD CITY COUNCIL

RESOLUTION NO. 25-____

Introduced by Council Member _____

RESOLUTION APPROVING ADDENDA NOS. 1 THROUGH 4 AND AWARDDING A CONTRACT TO DESILVA GATES CONSTRUCTION, LLC, IN THE AMOUNT OF \$32,850,547 IN ADDITION TO APPROVING \$3,942,066 IN ADMINISTRATIVE CONSTRUCTION CONTINGENCY, and AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT WITH LANGAN FOR THE LA VISTA PARK PROJECT, PROJECT NO. 06914

WHEREAS, by Resolution No. 24-258, on December 17, 2024, the City Council approved the plans and specifications for the La Vista Park Project, Project No. 06914, and called for bids to be received on a future date; and

WHEREAS, Addenda Nos. 1 through 4 were issued to make minor revisions to the project plans and specifications and to respond to bidders' clarifications; and

WHEREAS, on April 23, 2025, four (4) bids were received ranging from \$32,850,547 to \$34,945,319. The low bid, submitted by DeSilva Gates Construction, LLC, is approximately 24.3% above the Engineer's Estimate of \$26,437,784; and

WHEREAS, the City and Langan have entered into that certain Agreement dated the 24th day of April, 2019, entitled " Agreement for Professional Services between the City of Hayward and Langan" for the La Vista Park Project for a total not-to-exceed amount of \$198,100; and

WHEREAS, the Parties subsequently amended the contract on the 8th day of March, 2021, titled "Amendment No. 1 to Agreement for Professional Services between the City of Hayward and Langan," in the amount of \$95,300 for a total not-to-exceed amount of \$293,400; and

WHEREAS, the Parties subsequently amended the contract on the 12th day of April, 2022, titled "Amendment No. 2 to Agreement for Professional Services between the City of Hayward and Langan" in the amount of \$200,026 for a total not-to-exceed amount of \$493,426; and

WHEREAS, the City and Langan, desire to amend the Agreement in certain respects to provide additional geotechnical engineering services and construction support for the La Vista Park Project.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that Addenda Nos. 1 through 4 are hereby approved and adopted as part of the plans and specifications for the project;

BE IT FURTHER RESOLVED by the City Council that DeSilva Gates Construction LLC, of Dublin, CA is hereby awarded the contract for the La Vista Park Project, Project Number 06914, in accordance with the plans and specifications adopted therefore and on file in the office of the City Clerk of the City of Hayward, at and for the price named and stated in the final proposal of the hereinabove specified bidder, and all other bids are hereby rejected;

BE IT FURTHER RESOLVED that the City Council of the City of Hayward hereby authorizes the City Manager to execute Amendment No. 3 to the Agreement with Langan for additional services in an amount not-to-exceed \$486,600, thereby increasing the total contract amount to a total not-to-exceed \$980,026 associated with the La Vista Park Project, in a form approved by the City Attorney

BE IT FURTHER RESOLVED the California Environmental Quality Act (CEQA) addendum analysis for La Vista Park was completed and presented to Council on September 28, 2021, with no further action required per the adopted Resolution 21-195.

IN COUNCIL, HAYWARD, CALIFORNIA, _____, 2025

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward