



DATE: April 9, 2019

TO: Mayor and City Council

FROM: Director of Public Works

SUBJECT: New Sidewalks FY19 Project – Calhoun Street, Muir Street and Walpert Street - Award of Construction Contract

RECOMMENDATION

That the Council approves Addendum No. 1 and Addendum No. 2 consisting of revisions to the plans and specification for the FY 2019 New Sidewalks Project and adopts the attached resolution (Attachment II) awarding the contract for the project to McGuire and Hester, in the amount of \$1,372,881.20 and approving an amount of \$350,000 for Administrative Change Orders.

SUMMARY

The New Sidewalks FY19 Project calls for three locations where new sidewalks will be installed: Calhoun Street, Muir Street, and Walpert Street. The project will help provide a safe and continuous pedestrian route to Saint Clement School, John Muir Elementary School, and Hayward High School. Existing driveways and curb ramps in new sidewalk areas will be reconstructed to comply with the current Americans with Disabilities Act (ADA) requirements.

On March 21, 2019, the project received five (5) bids, with one bid below the Engineer's Estimate. At \$1,372,881.20, the low bid received is \$92,118.80, or 6.3%, below the Engineer's Estimate of \$1,465,000. Staff recommends award of contract to the responsible low bidder, McGuire and Hester, in the amount of \$1,372,881.20. Staff also requests approval of \$350,000 for Administrative Change Orders. The project budget of \$2,540,000 is funded via Measure B (Pedestrian and Bicycle) and Measure BB (Pedestrian and Bicycle) funds.

Because the low bid was lower than the Engineer's Estimate and the majority of design work was performed by City staff, staff also requests Council approval to use the remaining amount of approximately \$357,000 from the original project budget to construct a new sidewalk access to the frontage of the proposed Hayward Housing Navigation Center, and other eligible expenses.

BACKGROUND

Calhoun Street, Muir Street, and Walpert Street were identified as needing new sidewalk construction and repairs of existing sidewalk segments to further the City's goal of providing safe and continuous pedestrian access throughout the City. The City has received multiple requests from residents in the neighborhood for sidewalk improvements at these locations.

The Walpert Street Sidewalk Project was originally advertised to receive construction bids on April 17, 2018. However, the lowest bid was significantly higher than the engineer's estimate. At that time, staff decided to include the Walpert Street project into the New Sidewalks FY19 Project to receive better bid results via economies of scale.

At the May 23, 2018 Council Infrastructure Committee (CIC) meeting, two residents of Muir Street expressed concerns with the project. The main concerns included: the reduction of several "front yards" due to the addition of the new sidewalk; one resident's request to retain non-standard driveways; and that two properties were subject to existing deferred improvement agreements. Staff met with the property owners and presented a redesign for the sidewalk that reduced the amount of front yard modification to a minimum. Staff also explained the reasoning behind incorporating standard driveways. The deferred improvement agreements issue was discussed with the property owners at a June 25, 2018 meeting at City Hall. The most pressing concern was two property owners (24965 & 25101 Muir Street) who were financially responsible for sidewalk, driveway, and curb & gutter improvements in front of their property because of deferred improvement agreements. The two property owners expressed difficulty in paying for the costs of the improvements. Realizing the impact of sidewalk improvement in raising property values, a neighboring property owner, Gordon Dotson Properties, LP, agreed to pay for both deferred improvement agreement costs, a total of \$10,000, which was paid in full to the City in March 2019.

On February 19, 2019, Council approved the plans and specifications for the New Sidewalks FY19 Project and called for bids to be received on March 19, 2019.

DISCUSSION

This project will provide new sidewalks on:

- North side of Calhoun Street (from 250' east of Mission Boulevard to 100' east of E. 15th street)
- Both sides of Muir Street (from Orchard Avenue to Evelyn Lane)
- Both sides of Walpert Street (from Fletcher Lane to Second Street)

The proposed improvements will add 0.66 miles of new sidewalk to the City's inventory, which totals approximately 460 miles. The new concrete sidewalk, curb, and gutter will meet current City standards. In addition, existing curb ramps that are non-compliant with the Americans with Disabilities Act (ADA) will be removed and reconstructed to comply with current ADA requirements.

On March 19, 2019, staff postponed the bid opening to March 21, 2019 to include Addendum No. 2.

On March 21, 2019, five (5) bids were received for the New Sidewalks FY19 Project (Attachment III). McGuire and Hester, of Alameda, submitted the lowest bid in the amount of \$1,372,881.20 which is 6.3% lower than the Engineer's Estimate of \$1,465,000. Redgwick Construction Co., of Oakland, submitted the second lowest bid in the amount of \$1,609,298, which is 9.8% over the Engineer's Estimate.

All bid documents and licenses are in order. Staff recommends award of the contract to the responsible low bidder, McGuire and Hester, in the amount of \$1,372,881.20, and approval of \$350,000 for Administrative Change Orders.

This project is categorically exempt under Section 15301(c) of the California Environmental Quality Act Guidelines for the operation, repair, maintenance, or minor alteration of existing facilities.

ECONOMIC IMPACT

The addition of new sidewalks in this area will improve the overall community appearance in this area and may have a positive impact on property values as discussed previously in this report.

FISCAL IMPACT

Project funding sources are as follows:

• 213 - Measure BB – Local Transportation	\$1,210,000
• 216 - Measure B – Local Transportation	<u>\$1,330,000</u>
Total:	<u>\$2,540,000</u>

Estimated project costs are as follows:

• Design and Contract Administration (Consultant & Staff)	\$325,000
• Construction Inspection and Testing	\$135,000
• Construction Contract	\$1,372,881
• Construction Contingency – Administrative Change Orders	<u>\$350,000</u>
Total:	<u>\$2,182,881</u>

Because the low bid was lower than the Engineer's Estimate and the majority of design work was performed by City staff, staff requests Council approval to use the remaining amount of approximately \$357,000 from the original budget to construct a new sidewalk access to the frontage of the proposed Hayward Housing Navigation Center, and other eligible expenses.

STRATEGIC INITIATIVES

This agenda item supports the Complete Streets Strategic Initiative. The purpose of the Complete Streets Strategic Initiative is to build streets that are safe, comfortable and convenient for travel for everyone, regardless of age or ability, including motorist, pedestrians, bicyclists, and public transportation riders. This item supports the following goals and objective:

- Goal 1: Prioritize safety for all modes of travel
- Goal 2: Provide Complete Streets that balance the diverse needs of users of the public right-of-way
- Objective 1: Increase walking, biking, transit usage, carpooling, and other sustainable modes of transportation by designing and retrofitting streets to accommodate all modes.

SUSTAINABILITY FEATURES

The project satisfies the following General Plan policies:

- M-1.7 Eliminate Gaps (in pedestrian networks)
- M-3.1 Serving All Users
- M-3.10 Motorists, Bicyclists, and Pedestrian Conflicts
- M-5.2 Pedestrian System
- M-5.4 Sidewalk Design
- M-5.7 Safe Sidewalks

The project requires the contractor to recycle all construction and demolition debris as a result of the project.

PUBLIC CONTACT

Staff sent letters to the affected property owners notifying them of the proposed work and preliminary schedule.

For Calhoun Street, staff has obtained a pedestrian easement from Saint Clement School to accommodate the installation of a 5-foot wide sidewalk.

For Muir Street, staff held a public outreach meeting at City Hall with residents to resolve all concerns. Staff has received all necessary right-of-entry authorizations.

For Walpert Street, the project requires right-of-way acquisition from Hayward Unified School District's (HUSD) school to maintain the existing bus loading zone in front of the school. In addition, right-of-entry permits are needed from specific property owners adjacent to the project to grant the City's contractor permission to enter the property and install driveway conforms. Staff has completed the right-of-way acquisition and received all necessary right-of-entry authorizations.

NEXT STEPS

May 2019	Begin Work
September 2019	Complete Work

Prepared by: Kathy Garcia, Deputy Director of Public Works

Recommended by: Alex Ameri, Director of Public Works

Approved by:



Kelly McAdoo, City Manager