



CITY OF HAYWARD

Hayward City Hall
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Cover Memo

File #: CONS 23-226, **Version:** 1

DATE: April 25, 2023

TO: Mayor and City Council

FROM: Director of Public Works

SUBJECT

Adopt Resolutions: (1) Approving Addenda Nos. 1, 2, and 3 and Awarding a Contract to DeSilva Gates Construction for the Mission Boulevard Corridor Improvements Phase 3 Project, Project No. 05287 in the Amount of \$15,742,743, and (2) Authorizing the City Manager to Execute Amendment No. 4 to the Professional Services Agreement with Mark Thomas & Company to Increase their Contract Amount by \$107,000, for a Total Not-to-Exceed Amount of \$1,626,180

RECOMMENDATION

That Council adopts resolutions: (1) approving Addenda Nos. 1, 2, and 3 for providing revisions to the plans and specifications, responses to clarification for the Mission Boulevard Corridor Improvements Phase 3 Project, awarding the construction contract to DeSilva Gates Construction, in the amount of \$15,742,743, and authorizing the Director of Public Works to spend up to \$23,205,017 for the total project cost (Attachment II); and (2) authorizing the City Manager to execute Amendment No. 4 to the Professional Services Agreement with Mark Thomas & Company and increase the contract amount by an additional \$107,000 (Attachment III).

SUMMARY

Construction of Phase 1 of the Mission Boulevard Corridor Improvement Project from A Street to Industrial Parkway West including Foothill Boulevard from Mission Boulevard to Apple Avenue, was completed in January 2014. Construction of Phase 2 of the project from Industrial Parkway West to the south City limit at Blanche Street was completed in September 2020. Phase 3 of the project, from A Street to the north City limit at Rose Street is the last phase of the three-phase project to be constructed (Attachment IV for the location map).

On April 6, 2021, the project received two bids. Both bids were significantly over the engineer's estimate of \$10,127,039. These bids were subsequently rejected by Council on June 01, 2021, and City staff was authorized to rebid the project. After this time, staff applied for several grants including the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant for two consecutive years but were unsuccessful both times.

At the bid opening on March 22, 2023, three (3) bids were received and analyzed by City staff. Staff

recommends that Council award the contract to the responsible low bidder, DeSilva Gates Construction, LLC, in the amount of \$15,742,743 and authorizes the Director of Public Works to spend up to \$23,205,017 for the total project, including contingencies.

Staff also recommends that Council amend the Professional Services Agreement (PSA) for construction support and right-of-way services with Mark Thomas & Company to increase the contract \$107,000, for a total not-to-exceed amount of \$1,626,180.

ATTACHMENTS

Attachment I	Staff Report
Attachment II	Resolution - Award
Attachment III	Resolution - Mark Thomas Amendment
Attachment IV	Location Map