



# COUNCIL REPORT

**DATE:** April 23, 2024

**CATEGORY:** Consent

**DEPT.:** Public Works

**TITLE:** **Street Lane Line and Legend Repainting, Project 21-12, and NB Shoreline/101 Off-Ramp Realignment, Computer History Museum Driveway Phase, Project 20-37— Construction Acceptance**

## **RECOMMENDATION**

1. Accept Street Lane Line and Legend Repainting, Project 21-12, and authorize the final contract payment.
2. Accept NB Shoreline/101 Off-Ramp Realignment, Computer History Museum Driveway Phase, Project 20-37, and authorize the final contract payment.

## **BACKGROUND AND ANALYSIS**

“Acceptance” of a construction contract is a legal event recognized by state law when the City verifies the contractor has satisfactorily completed a public project. Once accepted, the work on the public project is complete and other actions occur, such as final payment to the contractor, and the release of bonds obtained by the contractor that ensure completion of the project. Following acceptance, the City becomes responsible for maintenance of the public project.

### **Street Lane Line and Legend Repainting, Project 21-12**

On [June 27, 2023](#), the City Council took the following actions:

1. Made findings that the project was categorically exempt under California Environmental Quality Act Guidelines.
2. Authorized the transfer and appropriation of funds, approved plans, and specifications.
3. Authorized staff to advertise for bids.
4. Authorized the City Manager or designee to award a construction contract to the lowest, responsible-responsive bidder if the low bid was within the project budget.

The contract was awarded to Crisp Company of Fremont at the low-bid price of \$999,690. This project included improvements to street lane lines in various City locations, high-visibility crosswalks near schools and other locations, repainted red curbs, and improved existing bicycle lanes along Bryant Avenue with the installation of green high-friction surface treatment to increase visibility within potential vehicle and bicycle conflict areas.

The final construction cost of \$886,624 is within the construction contract amount of \$999,690 and included a final quantity adjustment change order resulting in contract savings of \$113,066. All work has been completed in accordance with the approved plans and specifications.

**NB Shoreline/101 Off-Ramp Realignment—Computer History Museum Driveway Phase, Project 20-37**

On [May 24, 2022](#), the City Council took the following actions:

1. Approved the removal and mitigation for 19 Heritage trees;
2. Approved the plans and specifications;
3. Authorized staff to advertise for bids;
4. Authorized the City Manager or designee to award a construction contract to the lowest, responsible-responsive bidder, if the low bid was within the project budget; and
5. Authorized the City Manager or designee to amend the existing professional services agreement with AECOM Technical Services.

The contract was awarded to Redgwick Construction Co. of Oakland at the low-bid price of \$931,060. This project phase included construction of the new driveway and aisle for the Computer History Museum (Museum) from Inigo Way and the closure of the existing Museum driveway on La Avenida. As noted in the May 2022 Council report, the new tree plantings will be incorporated into the northbound U.S. 101 off-ramp and La Avenida construction phase of the project.

The final construction cost of \$793,600 is within the construction contract amount of \$931,060 and includes two change orders totaling \$23,977, and a final quantity adjustment change order resulting in contract savings of \$137,460. All work has been completed in accordance with the approved plans and specifications.

## **FISCAL IMPACT**

### **Street Lane Line and Legend Repainting, Project 21-12**

Street Lane Line and Legend Repainting, Project 21-12, is funded with \$200,000 from the Capital Improvement Program Reserve Fund, \$883,000 from the Construction/Conveyance Tax Fund, and \$334,000 from the Santa Clara Valley Transportation Authority's (VTA's) Local Road Improvement and Repair Program (2016 VTA Measure B) Fund, for a total project budget of \$1,417,000. The 2016 VTA Measure B, approved by Santa Clara County voters, is a 30-year, half-cent Countywide sales tax to enhance transit, highways, expressways, and active transportation (bicycles, pedestrians, and complete streets).

The total project expenditure is estimated to be approximately \$1,174,898 and is within the allotted budget, including design, project administration, construction management, inspection, and other costs. Any remaining funds will be returned to the Capital Improvement Program Reserve Fund and Construction/Conveyance Tax Fund in proportion to the project's use of these funding sources once the project is closed.

### **NB Shoreline/101 Off-Ramp Realignment, Computer History Museum Driveway Phase, Project 20-37**

NB Shoreline/101 Off-Ramp Realignment, Construction, Project 20-37, is funded with \$8,950,000 from the Shoreline Regional Park Community Fund; \$12,617,000 from the Shoreline Community Bond; and \$5,000,000 through a competitive grant from the 2016 VTA Measure B Highway Interchanges program category, for a total project budget of \$26,567,000.

The project expenditure for the Computer History Museum Driveway Phase of the project is estimated to be approximately \$1,139,000 and is within the allotted budget, including design, project administration, construction management, inspection, and other costs. The remaining funds will be retained for a future phase of NB Shoreline/101 Off-Ramp Realignment improvements.

## **ALTERNATIVES**

1. Determine that the improvements have not been completed in conformance with City standards and decline to accept the improvements until they are completed to the satisfaction of the City Council.
2. Provide other direction.

**PUBLIC NOTICING**—Agenda posting.

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