



# COUNCIL REPORT

**DATE:** June 23, 2026

**CATEGORY:** Consent

**DEPT.:** Public Works

**TITLE:** **North Shoreline Boulevard and Crittenden Lane Reconstruction, Project 21-41, and South Bay Salt Pond Restoration (Bay Trail Improvements at Pond A2W), Project 18-53–Construction Acceptance**

## **RECOMMENDATION**

1. Accept North Shoreline Boulevard and Crittenden Lane Reconstruction, Project 21-41, and authorize the final contract payment.
2. Accept South Bay Salt Pond Restoration, Project 18-53 (Bay Trail Improvements at Pond A2W), 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 that 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.

### **North Shoreline Boulevard and Crittenden Lane Reconstruction, Project 21-41**

On [April 8, 2025](#), Council took the following actions on the project:

1. Found that, in accordance with the California Environmental Quality Act (CEQA) requirements, North Shoreline Boulevard and Crittenden Lane Reconstruction, Project 21-41, is categorically exempt as Class 1, Existing Facilities, under CEQA Guidelines Section 15301.
2. Acted in its capacity as Board of Directors of the Shoreline Regional Park Community, transferred and appropriated \$850,000 from the Shoreline Regional Park Community 2018 Series A Bond Funds to North Shoreline Boulevard and Crittenden Lane Reconstruction,

Project 21-41, increasing the total project budget to \$3,116,000, of which approximately 98% is from the Shoreline Regional Park Community Fund.

3. Approved plans and specifications for North Shoreline Boulevard and Crittenden Lane Reconstruction, Project 21-41, and authorized staff to advertise the project for bidding.
4. Authorized the City Manager or designee to award a construction contract to the lowest responsible bidder if the bid was within the available project budget of \$3,116,000.

The project was awarded to O’Grady Paving, Inc. of Mountain View at the low bid price of \$2,222,222. The project included pavement rehabilitation on North Shoreline Boulevard, between the gatehouse and the kite flying lot, and on Crittenden Lane, as well as refreshing the buffered green bike lanes and installation of high-visibility crosswalks within the project limits.

The final construction cost of \$1,908,706 is within the construction contract amount of \$2,222,222 and included three contract change orders for the total amount of \$214,500 and a final quantity adjustment change order, resulting in contract savings of \$33,716. All construction work has been completed in accordance with the approved plans and specifications.

### **South Bay Salt Pond Restoration (Bay Trail Improvements at Pond A2W), Project 18-53**

The Bay Trail Improvements at Pond A2W is a subproject of the overall South Bay Salt Pond Restoration, Project 18-52. On [March 13, 2025](#), Council took the following actions on the project:

1. Appropriated and transferred \$3,625,000 from the Sea Level Rise Reserve in the Shoreline Regional Park Community Fund to the South Bay Salt Pond Restoration, Project 18-53, increasing the project budget from \$4,975,000 to \$8,600,000.
2. Approved plans and specifications for the Bay Trail Improvements at Pond A2W (a subproject of South Bay Salt Pond Restoration, Project 18-53) and authorized staff to advertise the project for bids.
3. Authorized the Community Manager or designee to award a construction contract to the lowest responsible responsive bidder if the low bid was within the project budget of \$8,600,000.
4. Authorized the Community Manager or designee to execute an Agreement for Sale of Mitigation Credits with San Francisco Bay Wetland Mitigation Bank for 0.1 acre of wetland mitigation credit and 0.05 acre of other waters mitigation credit to meet the San Francisco Bay Regional Water Quality Control Board mitigation requirements for the Bay Trail

Improvements at Pond A2W, under South Bay Salt Pond Restoration, Project 18-53, in a not-to-exceed amount of \$345,000.

5. Authorized the Community Manager or designee to amend the professional services agreement with GHD, Inc., a California corporation (Entity No. 2889127), for South Bay Salt Pond Restoration, Project 18-53, increasing compensation by \$1,200,000 for additional design services, for a total amount not to exceed \$1,800,000.
6. Authorized the Community Manager or designee to amend the professional services agreement with Marina Construction Management, Inc., a California corporation (Entity No. 6081240), for South Bay Salt Pond Restoration, Project 18-53, increasing compensation by \$432,680 for additional construction engineering services, for a total not-to-exceed amount of \$680,000.

The project was awarded to Gordon N. Ball, Inc. of Walnut Creek at the low bid price of \$3,434,250. The project raised a low point in the Bay Trail adjacent to Pond A2W, and installed one-way culverts beneath the Bay Trail to prevent tidal backflow from Pond A2W to the mitigation channel.

The final construction cost of \$3,083,616 is within the construction contract amount of \$3,434,250 and included four contract change orders for the total amount of \$115,955 and a final quantity adjustment change order, resulting in contract savings of \$350,634. All construction work has been completed in accordance with the approved plans and specifications.

### **FISCAL IMPACT**

#### **North Shoreline Boulevard and Crittenden Lane Reconstruction, Project 21-41**

North Shoreline Boulevard and Crittenden Lane Reconstruction, Project 21-41, is funded with \$2,196,000 from the Shoreline Regional Park Community Fund, \$850,000 from the Shoreline Regional Park Community 2018 Series A Bond Fund, and \$70,000 from the 2016 VTA Measure B Sales Tax—Local Streets and Roads Program Fund, for a total project budget of \$3,116,000.

Total project expenditures, including design, construction, inspection, project administration, and other costs, are estimated to be \$2,816,656 and are within the project budget. Any remaining funds will be returned to the Shoreline Regional Park Community Fund upon completion and closeout of the project.

### **South Bay Salt Pond Restoration (Bay Trail Improvements at Pond A2W), Project 18-53**

South Bay Salt Pond Restoration, Project 18-53 is funded with \$19,045,000 from the Shoreline Regional Park Community Fund.

Total subproject expenditures, including design, construction, inspection, project administration, and other costs, are estimated to be \$4,500,000 and are within the project budget. The remaining funds will be used for additional subprojects of the South Bay Salt Pond Restoration Project.

### **LEVINE ACT**

California Government Code Section 84308 (also known as the Levine Act) prohibits city officials from participating in any proceeding involving a “license, permit, or other entitlement for use” if the official has received a campaign contribution exceeding \$500 from a party, participant, or agent of a party or participant within the last 12 months. The Levine Act is intended to prevent financial influence on decisions that affect specific, identifiable persons or participants. For more information see the Fair Political Practices Commission website: [www.fppc.ca.gov/learn/pay-to-play-limits-and-prohibitions.html](http://www.fppc.ca.gov/learn/pay-to-play-limits-and-prohibitions.html)

Please see below for information about whether the recommended action for this agenda item is subject to or exempt from the Levine Act.

### **EXEMPT FROM THE LEVINE ACT**

Competitively bid contract

### **ALTERNATIVES**

1. Determine that North Shoreline Boulevard and Crittenden Lane Reconstruction, Project 21-41, has 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. Determine that Bay Trail Improvements at Pond A2W (a subproject of South Bay Salt Pond Restoration, Project 18-53) has 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.
3. Provide other direction.

**PUBLIC NOTICING** – Agenda Posting.

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