



## COUNCIL REPORT

**DATE:** September 23, 2025

**CATEGORY:** Consent

**DEPT.:** Public Works

**TITLE:** **Miramonte Avenue Improvements,  
Project 20-01—Various Actions**

### **RECOMMENDATION**

1. Accept the bid withdrawal and relieve the bid of the apparent low bidder, Interstate Grading and Paving, Inc., of San Francisco, for Miramonte Avenue Improvements, Project 20-01, without forfeiting its bid security on the basis that a clerical error was made in assembling the bid, as provided in Sections 5101 and 5103 of the California Public Contract Code.
2. Authorize the City Manager or designee to amend the professional services agreement with Bellecci & Associates, Inc., a California corporation (Entity No. 1665633), to provide additional design services for Miramonte Avenue Improvements, Project 20-01, to add \$60,000 for a total amount not-to-exceed \$300,000.
3. Authorize the City Manager or designee to execute a professional services agreement with Zoon Engineering, Inc., a California corporation (Entity No. 3153645), to provide construction management and inspection services for Miramonte Avenue Improvements, Project 20-01, in a not-to-exceed amount of \$430,000.

### **BACKGROUND**

In 2019, Council approved pavement improvements for Miramonte Avenue between Cuesta Drive and Castro Street as part of the Fiscal Year 2019-20 Capital Improvement Program (see Figure 1). This segment of Miramonte Avenue is classified as an arterial road with four travel lanes, bicycle lanes, and on-street parking in each direction. Miramonte Avenue Improvements, Project 20-01, includes the following improvements:

- Pavement resurfacing between Cuesta Drive and Castro Street;
- Implementing a road diet: a reconfiguration of vehicle lanes from a four- to three-lane road, that includes one vehicle lane in each direction and a two-way center left-turn lane (see Figures 2 and 3).

- Removal and replacement of segments of concrete sidewalks, curb, and gutters;
- Installation of Americans with Disabilities Act (ADA)-compliant curb ramps;
- New pavement markings including refreshing existing ‘no parking’ areas;
- Implementing sight visibility improvements at intersections;
- Class II bicycle lanes on both sides of the street with green striping at conflict points;
- Class IV bikeway (two-way separated bike lanes) on the east side of Miramonte Avenue, between Hans Avenue and Castro Street, in place of a single Class II bike lane;
- Curb extensions (bulb-outs) and storm drain modification at Hans Avenue; and
- A pedestrian-actuated overhead rectangular rapid-flashing beacon at the Miramonte Avenue crosswalk at Hans Avenue.

As part of the roadway reconfiguration, approximately seven on-street parking spaces will be removed to accommodate the buffered bicycle lanes. These parking spaces are in two locations:

- On the west side of Miramonte Avenue, north of the northerly intersection of Starr Way (3 spaces).
- On the east side of Miramonte Avenue, south of the Barbara Avenue intersection (4 spaces).

Additional curbside areas along the corridor immediately adjacent to intersections will be painted red to clearly delineate the requirements of the recent California “Daylighting Law” adopted with Assembly Bill 413. The statewide law prohibits parking within 20 feet of the approach side of marked or unmarked crosswalks. This law applies to all intersections, and enhances pedestrian and driver visibility, improving safety by reducing collisions.

This segment of Miramonte Avenue (Cuesta Drive to Castro Street) is in the middle of the two other segments that are under evaluation for a road diet to align with this current paving project, to be presented for Council’s consideration at a future meeting.

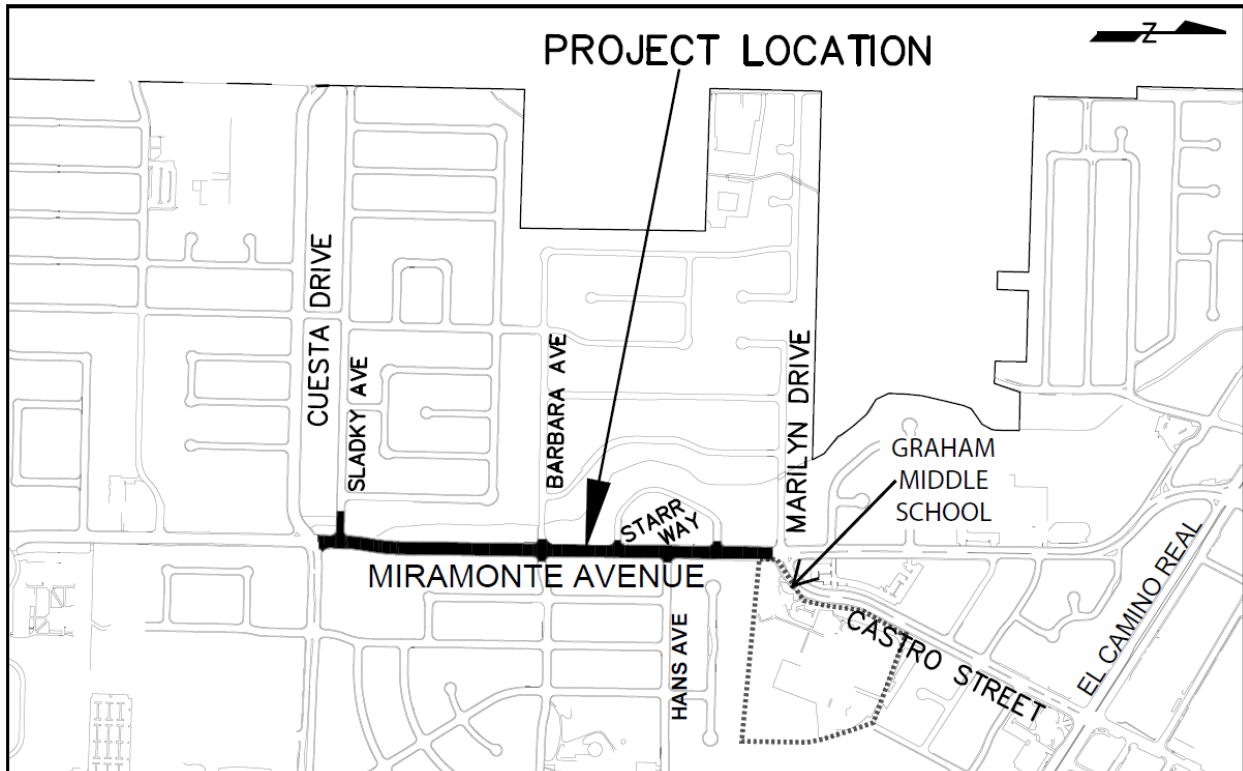


Figure 1: Project Location Map

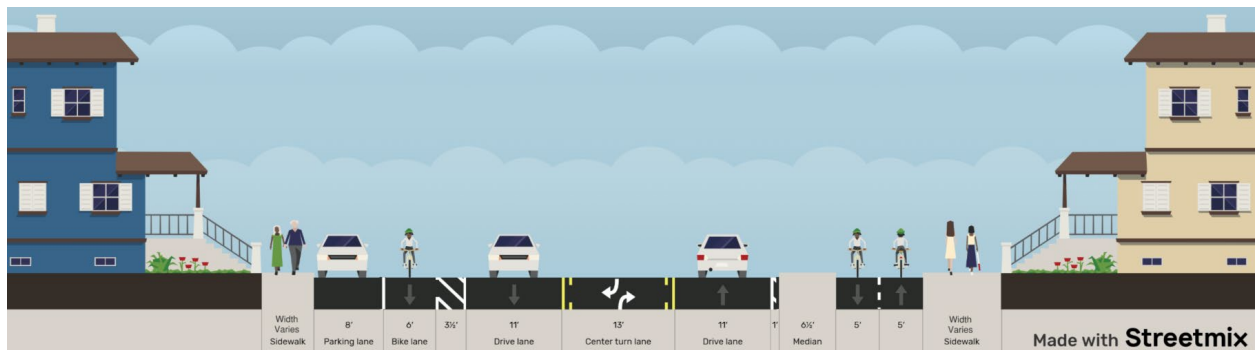
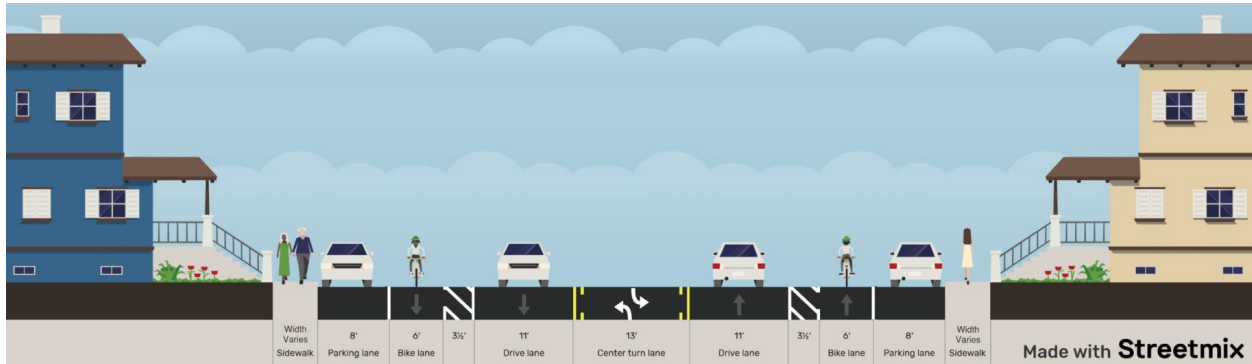


Figure 2: Typical Cross Section from Castro Street to Hans Avenue with the Class IV Bikeway



**Figure 3: Typical Cross Section from Hans Avenue to Cuesta Avenue**

Council has taken additional actions on the project, as shown in Table 1.

**Table 1: Project History**

Date	Action/Milestone
<a href="#">April 26, 2022</a>	Council authorized the City Manager or designee to execute a professional services agreement with Bellecci & Associates, Inc. (Bellecci), to provide design and construction support services for the project, in a not-to-exceed amount of \$240,000.
<a href="#">June 27, 2023</a>	<p>Council took the following actions:</p> <ol style="list-style-type: none"> <li>1. Found that in accordance with the California Environmental Quality Act (CEQA) requirements, Miramonte Avenue Improvements, Project 20-01, was categorically exempt as Class 1, Existing Facilities, and Class 4, Minor Alterations to Land, under CEQA Guidelines Sections 15301 and 15304.</li> <li>2. Approved the road diet alternative for Miramonte Avenue Improvements, Project 20-01, between Cuesta Drive and Castro Street as recommended by the Bicycle/Pedestrian Advisory Committee and Council Transportation Committee.</li> <li>3. Adopted a Resolution of the City Council of the City of Mountain View Approving a Request to the Metropolitan Transportation Commission for the Allocation of Fiscal Year 2023-24 Transportation Development Act Article 3 Pedestrian/Bicycle Project Funding.</li> </ol>

	<ol style="list-style-type: none"> <li>4. Accepted \$346,497 in Transportation Development Act Article 3 Pedestrian/Bicycle Project Funding and appropriated the funds to Miramonte Avenue Improvements, Project 20-01.</li> <li>5. Authorized the City Manager or designee to execute all documents and agreements and take all necessary actions related to the acceptance of Fiscal Year 2023-24 Transportation Development Act Article 3 funding.</li> </ol>
<a href="#"><u>June 25, 2024</u></a>	<p>Council took the following actions:</p> <ol style="list-style-type: none"> <li>1. Adopted a Resolution of the City Council of the City of Mountain View Approving a Request to the Metropolitan Transportation Commission for the Allocation of Fiscal Year 2024-25 Transportation Development Act Article 3 Pedestrian/Bicycle Project Funding.</li> <li>2. Accepted \$121,052 in Transportation Development Act Article 3 Pedestrian/Bicycle Project Funding and appropriated the funds to Miramonte Avenue Improvements, Project 20-01.</li> <li>3. Transferred and appropriated \$458,451 from the Construction/Conveyance Tax Fund and \$1,900,000 from the 2016 Measure B Sales Tax to Miramonte Avenue Improvements, Project 20-01.</li> <li>4. Approved plans and specifications for Miramonte Avenue Improvements, Project 20-01, and authorized staff to advertise the project for bidding.</li> <li>5. Authorized the City Manager or designee to award a construction contract to the lowest responsive responsible bidder if the bid was within the project budget of \$5,878,000.</li> </ol>

Following Council approval of the plans and specifications, project bidding was delayed due to the need for a subsequent design review of the road diet, including additional traffic control details, addressing storm drain improvements, and coordinating the specifics for the new sidewalk improvements.

## **ANALYSIS**

### **Bid Results**

Staff advertised the project on June 30, 2025 and nine bids were received on July 30, 2025, as shown in Table 2.

**Table 2: Bid Results**

<b>RANK</b>	<b>CONTRACTOR</b>	<b>TOTAL BID</b>	<b>% ABOVE/(BELOW)</b>
	<b><i>ENGINEER'S ESTIMATE</i></b>	<b><i>\$5,000,000</i></b>	
1	Interstate Grading and Paving	\$3,879,979.15	<b>-22%</b>
2	Radius Earthwork	\$3,883,802.67	<b>-22%</b>
3	O'Grady Paving	\$4,399,936.80	<b>-12%</b>
4	McKim Corporation	\$4,449,016.78	<b>-11%</b>
5	Granite Rock	\$4,580,816.36	<b>-8%</b>
6	Redgwick Construction	\$4,821,882.55	<b>-4%</b>
7	Ghilotti Construction	\$4,946,952.36	<b>-1%</b>
8	McGuire and Hester	\$4,939,112.00	<b>-1%</b>
9	DeSilva Gates Construction	\$5,229,229.00	<b>5%</b>

The low bid was submitted by Interstate Grading and Paving, Inc., for \$3,879,979.15, which includes a \$504,000 construction contingency.

### **Relief of Bid Request**

Interstate Grading & Paving, Inc. (Interstate), submitted the bid showing a total bid amount of \$4,707,153.85. However, after staff's review and confirmation of the submitted bid, staff computed Interstate's total bid to be \$3,879,979.15 based on the unit prices included in the bid. This is a difference of over \$827,000. As indicated in Section II, Proposal Forms, of the Contract Documents and Specifications, in case of a discrepancy between the product of the unit price times the quantity and the total price or extension of an item, the unit price times the quantity of the item shall govern. Staff deemed Interstate's bid to be the low bid and informed Interstate of the result.

On August 6, 2025, Interstate submitted a request to withdraw their bid due to a clerical mistake in their bid. Sections 5101 through 5103 of the California Public Contract Code (CPCC) allows the City to consent to the withdrawal of a bid if the bidder can demonstrate: (a) a mistake was made; (b) the bidder gave the City a written notice of the mistake within five working days after the bid opening, specifying in detail how the mistake occurred; (c) the mistake made the bid materially different than intended; and (d) the mistake was made filling out the bid rather than an error in judgment, site inspection, or reading the plans or specifications. Staff prepared a memorandum documenting the facts establishing the existence of each of these elements as required by the CPCC (see Attachment 1). For these reasons, staff recommends Interstate be allowed to withdraw its bid.

### **Bid Protest**

On August 1, 2025, O’Grady Paving, Inc. (O’Grady), submitted a bid protest alleging Radius Earthwork, Inc. (Radius) of failure to include two subcontractors whose work value is more than one-half of one percent as required by Section 4104 of the CPCC. Specifically, O’Grady contended that Radius lacked experience installing underground stormwater utility and pavement interlayer fabric and did not list subcontractors to perform these work elements. O’Grady believes that not listing subcontractors will give Radius the opportunity to acquire construction materials for lower prices, which violates Sections 4100-4114 of the CPCC.

On August 4, 2025, Radius confirmed that they would self-perform underground utility work and pavement interlayer fabric installation as is allowed by their contractor’s license(s). Section 4106 of the CPCC states that if a prime contractor fails to specify a subcontractor for a portion of work to be performed under the contract in excess of one-half of one percent of the prime contractor’s total bid, the prime contractor agrees that he or she is fully qualified to perform that portion himself or herself. Radius’s contractor licenses include Class A—General Engineering and Class C12—Earthwork and Paving. Both licenses are current, active, and confirm Radius’s qualifications to perform the underground utility work and pavement interlayer fabric installation. Hence, staff found O’Grady’s bid protest has no basis, and Radius’ bid is responsive.

Council previously authorized the City Manager or designee to award the construction contract if the bid was within the project budget. Due to the next low bid being within the project budget, no Council action is needed to award the contract; the City Manager or designee retains the authority for award. Should Council accept the bid withdrawal of Interstate, the contract will be awarded to the next lowest responsive responsible bidder, Radius. If the recommended actions are approved, construction is expected to begin in December 2025 and be completed in the fall of 2026.

**Professional Services Amendment**

Due to the unanticipated additional consultant effort required, including additional reviews of the road diet as described above, including subsequent details for traffic control, storm drain, and new sidewalk improvements, and to keep the project moving forward, staff utilized the agreement contingency and redirected Bellecci funds originally allocated for construction support toward completing the necessary updates to the design package. To ensure Bellecci's continued and critical support during the construction phase, including services to review construction submittals, respond to information requests, conduct field reviews, and provide for contingency, staff recommends these funds be replenished.

The Bellecci fee for additional design services plus contingency is \$60,000. This fee is consistent with such services, and staff considers the fee to be fair and reasonable for the scope of work required. Staff recommends amending the existing professional services agreement with Bellecci to add \$60,000 in additional services and contingency for a total not-to-exceed amount of \$300,000.

**Construction Management and Inspection Services**

The Public Works Department utilizes consultants to support staff and provide construction engineering and inspection services as necessary to ensure the timely delivery of the City's construction projects and for projects requiring specialized construction expertise. In April 2024, staff issued a Request for Qualifications to establish a list of on-call civil engineering firms to provide professional construction management and inspection services for future construction projects, and 13 proposals were received. A selection committee comprised of Public Works staff evaluated the proposals and reviewed their qualifications. The committee identified a prequalified list of four consulting firms. As the need arises, staff can solicit proposals from one or more of the prequalified consultants, rotating through firms for various projects.

The City has been utilizing the prequalified list and has entered into contracts for various other projects with all four consultant firms. To provide a balance of workload between the firms, in July 2025, the City sent three firms from the prequalified list a Request for Proposal for professional construction management and inspection services for Miramonte Avenue Improvements, Project 20-01. Three proposals were received. Following staff's review, Zoon Engineering was deemed most qualified based on the merits of their written proposal, experience in completing similar projects, and understanding of project goals.

The main elements of the scope of services include:

- Manage all construction documentation and communication.
- Facilitate weekly construction progress meetings.



- Review, coordinate, and provide comments to contractor submittals.
- Provide field observation services to monitor compliance with contract documents and prepare daily reports.
- Review, coordinate, and facilitate responses to contractor requests.
- Coordinate and verify compliance with all permits, inspections, close-out procedures, and related contract provisions necessary to close out and accept the project once complete.

The Zoon Engineering fee of \$430,000 for basic services and contingency is consistent for such services, and staff considers the fee to be fair and reasonable for the scope of work required. Staff recommends Council authorize a professional services agreement with Zoon Engineering in a total not-to-exceed amount of \$430,000.

### **FISCAL IMPACT**

Miramonte Avenue Improvements, Project 20-01, is funded as follows:

**Table 3: Project Funding**

<b><u>Funding Source</u></b>	<b><u>Amount</u></b>
MTA 2016 Measure B Sales Tax Fund	\$3,080,000
Construction/Conveyance Tax Fund	2,240,451
Transportation Development Act Article 3	467,549
State Gas Tax Fund	<u>90,000</u>
<b>TOTAL</b>	<b><u>\$5,878,000</u></b>

An amendment to the Bellecci contract is needed to cover additional design services and contingency. With the recommended amendment of \$60,000, the total not-to-exceed amount for the Bellecci professional services agreement – including basic services, reimbursable expenses, and contingency – will be \$300,000.

The professional services agreement with Zoon totals \$430,000, consisting of \$398,000 for basic services and \$32,000 in contingency for additional services.

The project budget has sufficient funds for the recommended actions, and no additional appropriation is requested at this time.

**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.

**SUBJECT TO THE LEVINE ACT**

☒ Contract or franchise agreement

**CONCLUSION**

Miramonte Avenue Improvements, Project 20-01, will construct several active transportation elements, including a pedestrian-activated rectangular rapid-flashing beacon, new high-visibility crosswalks, a new two-way separated bikeway (Class IV) between Hans Avenue and Castro Street, new sidewalk, and new curb ramps as well as pavement improvements. Interstate submitted a request for bid withdrawal due to a clerical error made in the bid, consistent with the Public Contract Code procedures. Staff supports the bid withdrawal, releasing Interstate from the bid submitted, and awarding to the next lowest responsive bidder, allowing the project to move forward. An amendment to Bellecci’s agreement for additional services and contingency is needed to support the project during construction. A professional services agreement with Zoon will provide construction management and inspection services for the project. Construction is anticipated to begin in late 2025 and be completed in the fall of 2026.

**ALTERNATIVES**

1. Do not accept the bid withdrawal, and direct staff to rebid the project.
2. Do not authorize the amendment to the professional services agreement with Bellecci and do not authorize the professional services agreement with Zoon and direct staff to negotiate different amounts.
3. Provide other direction.

**PUBLIC NOTICING**—Agenda posting.

Prepared by:

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PWK/LL/HN-10-14-25CR

Attachment: 1. Bid Relief Request, Staff Memo

cc: APWD—Arango, PCE—Gonzales, SCE—Cervantes, ACE—Nguyen, SMA—Goedicke, PA—Li,  
File (20-01)