



COUNCIL REPORT

DATE: June 9, 2026

CATEGORY: Consent

DEPT.: Public Works

TITLE: **Magical Bridge All-Inclusive Playground, Project 18-36, Rengstorff Park Maintenance/Tennis Building Replacement, Project 21-48, and Fire/Police Training and Classroom Facility at Fire Station 5, Project 20-35— Construction Acceptance**

RECOMMENDATION

1. Accept Magical Bridge All-Inclusive Playground, Project 18-36, Rengstorff Park, and Maintenance/Tennis Building Replacement, Project 21-48 and authorize the final contract payment.
2. Accept Fire/Police Training and Classroom at Fire Station 5, Project 20-35, 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 the maintenance of the public project.

Magical Bridge All-Inclusive Playground, Project 18-36, and Rengstorff Park Maintenance/Tennis Building Replacement, Project 21-48

Due to the timing and proximity of overlapping areas of work and the interdependence of the two projects, both Magical Bridge All-Inclusive Playground, Project 18-36, and Rengstorff Park Maintenance and Tennis Building Replacement, Project 21-48, were packaged as a combined construction contract for bidding purposes. This approach allowed a single contractor to manage the sequencing and order of work between the playground and maintenance and tennis building projects and avoid potential conflicts.

City Council took numerous actions related to both projects, with those actions specific to the construction contract for the two projects as follows:

- On [May 10, 2022](#), Council approved the plans and specifications for Projects 18-36 and 21-48 and authorized staff to advertise both projects for bid as a single construction package.
- On [June 27, 2023](#), Council awarded the construction contract for Projects 18-36 and 21-48 to Robert A. Bothman, Inc., for \$11,229,982, including a \$1,020,908 construction contingency.
- On [January 28, 2025](#), Council authorized the City Manager or designee to amend the construction contract with Robert A. Bothman, Inc., for Projects 18-36 and 21-48, increasing compensation by \$575,000, for a total not-to-exceed amount of \$11,799,382, including a \$1,080,908 construction contingency.

The projects included construction of various playground areas, installation of playground equipment, a slide mound, a two-story playhouse, shade structures, construction of a new maintenance building, replacement of a tennis restroom building, and installation of a parking lot and landscaping.

The final construction cost of \$11,517,882 for both projects is within the construction contract amount of \$11,799,382 and included eight contract change orders for the total amount of \$1,430,259 and a final quantity adjustment change order, resulting in contract savings of \$281,500. All construction work, including the addition of shade structures, has been completed in accordance with the approved plans and specifications.

Fire/Police Training and Classroom Facility at Fire Station 5, Project 20-35

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

1. Adopted the Addendum to the Mitigated Negative Declaration, including the Initial Study and Migration Monitoring Program, in accordance with the California Environmental Quality Act Guidelines for Fire/Police Training and Classroom Facility at Fire Station 5, Design, Project 18-41.
2. Acting in its capacity as Board of Directors of the Shoreline Regional Park Community, transferred and appropriated \$100,000 from the 2018 Shoreline Series A Bond Proceeds from Northbound Shoreline/101 Off-Ramp Realignment, Construction, Project 20-37, to Fire/Police Training and Classroom Facility at Fire Station 5, Design, Project 18-41.
3. Acting in its capacity as Board of Directors of the Shoreline Regional Park Community, transferred and appropriated \$800,000 from the 2018 Shoreline Series A Bond Proceeds

from Northbound Shoreline/101 Off-Ramp Realignment, Construction, Project 20-37, to Fire/Police Training and Classroom Facility at Fire Station 5, Construction, Project 20-35.

4. Authorized the City Manager or designee to amend the professional services agreement with Perkins Eastman Architects, D.P.C., for Fire/Police Training and Classroom Facility at Fire Station 5, Design, Project 18-41, to add \$75,000 for a not-to-exceed amount of \$338,000.
5. Approved plans and specifications for Fire/Police Training and Classroom Facility at Fire Station 5, Projects 18-41 and 20-35, and authorized staff to advertise the project for bids.
6. Authorized the City Manager or designee to award a construction contract to the lowest responsive bidder if the bid is within the project budget of \$6,975,000.

The project was awarded to Guerra Construction Group of Santa Clara at the low bid price of \$1,652,927. The project included a new modular building, utility connections, and surface improvements.

The final construction cost of \$1,605,714 is within the construction contract amount of \$1,652,927 and included two contract change orders for the total amount of \$157,787 and a final quantity adjustment change order, resulting in contract savings of \$47,213. All construction work has been completed in accordance with the approved plans and specifications.

FISCAL IMPACT

Magical Bridge All-Inclusive Playground, Project 18-36, and Rengstorff Park Maintenance/Tennis Building Replacement, Project 21-48

The Magical Bridge All-Inclusive Playground, Project 18-36, is funded as follows:

Table 1: Project 18-36 Funding Sources

	Playground Project 18-36
Park Land Dedication Fund	\$4,046,100
County Grant	1,700,000
Magical Bridge Foundation Contribution	1,205,984
Google Landings Community Benefit	900,000
CA State Parks Bond Per Capita Grant	228,911
Total	<u>\$8,080,995</u>

Magical Bridge All-Inclusive Playground, Project 18-36, total project expenditures, including design, construction, inspection, project administration, and other costs, are estimated to be \$7,680,995 and are within the project budget. Any remaining funds will be returned to the Park Land Dedication Fund upon completion and closeout of the project.

Rengstorff Park Maintenance/Tennis Building Replacement, Project 21-48, is funded with \$7,060,000 from the Park Land Dedication Fund. Project 21-48 project expenditures, including design, construction, inspection, project administration, and other costs, are estimated to be \$6,800,000 and are within the project budget. Any remaining funds will be returned to the Park Land Dedication Fund upon completion and closeout of the project.

Fire/Police Training and Classroom Facility at Fire Station 5, Project 20-35

Fire/Police Training and Classroom Facility at Fire Station 5, Project 20-35, is funded as follows:

Table 2: Project 20-35 Funding Sources

	Project 20-35
Shoreline Regional Park Community 2018 Series A Bond Proceeds	\$3,743,000
Shoreline Regional Park Community Fund	2,835,000
Shoreline Regional Park Community 2018 Series B Bond Proceeds	380,000
Total	<u>\$6,958,000</u>

Total project expenditures, including design, construction, inspection, project administration, and other costs, are estimated to be \$6,114,100 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.

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

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

CONCLUSION

Construction has completed for three projects: (1) All-Inclusive Magical Bridge Playground, Project 18-36, (2) Rengstorff Park Maintenance/Tennis Building Replacement, Project 21-48, and (3) Fire/Police Training and Classroom Facility at Fire Station 5, Project 20-35. Staff recommends acceptance of the projects to allow final payments and the release of bonds.

ALTERNATIVES

1. Determine that All-Inclusive Magical Bridge Playground, Project 18-36, and Rengstorff Park Maintenance and Tennis Building Replacement, Project 21-48, 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. Determine that Fire/Police Training and Classroom Facility at Fire Station 5, Project 20-35, 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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