



Office of the City Manager

CONSENT CALENDAR

December 10, 2024

To: Honorable Mayor and Members of the City Council

From: Paul Buddenhagen, City Manager

Submitted by: Terrance Davis, Director, Public Works

Subject: Contract: Terocons Inc. for Sacramento Street Pedestrian Safety Project

RECOMMENDATION

Adopt a Resolution:

1. Approving plans and specifications for the Sacramento Street Pedestrian Safety Project ("Project"), Specification No. 24-11643-C;
2. Accepting the bid of Terocons Inc., the lowest responsive and responsible bidder; and
3. Authorizing the City Manager to execute a contract with Terocons Inc. and any amendments, extensions, and/or change orders until completion of the Project in accordance with the approved plans and specifications, in an amount not to exceed \$973,638, which includes a 15% contingency for unforeseen circumstances.

FISCAL IMPACTS OF RECOMMENDATION

The construction budget for the Sacramento Street Pedestrian Safety Project is \$880,000, which includes a 10% contingency. Funding is available in the FY2025 budget from the funding sources indicated below:

Construction Funding for Sacramento Street Pedestrian Safety Project

State Grants (Fund 306 – Highway Safety Improvement Program).....	\$250,000
Alameda County Measure BB (Fund 135 – Bike and Pedestrian).....	\$239,689
Alameda County Measure B (Fund 130 – Local Streets & Roads).....	\$483,949
Total Project Funding	\$973,638

Low Bid by Terocons Inc.	\$846,642
15% Contingency	\$126,996
Total Not-To-Exceed Construction Cost	\$973,638

CURRENT SITUATION AND ITS EFFECTS

The primary purpose of the Sacramento Street Pedestrian Safety Project is to improve safety for pedestrians and bicyclists crossing Sacramento Street in south Berkeley, in

accordance with the City's Vision Zero Action Plan which establishes a strategy to eliminate all traffic fatalities and severe injuries by 2028 while increasing safe, healthy, and equitable mobility for all. The Sacramento Street Pedestrian Safety Project is intended to reduce collisions caused by driver violation of the pedestrian right of way by making pedestrians more visible as they cross the street and reducing the speed of turning vehicles at crosswalks. Sacramento Street is identified as a high-injury street in the Vision Zero Action Plan and 2020 Pedestrian Plan.

The project parameters include the Sacramento Street corridor from Fairview Street to Oregon Street. The Project will construct the following elements on Sacramento Street:

- Median modifications, including pedestrian refuge islands at Oregon Street, Julia Street, Prince Street, and Fairview Street;
- Curb ramps at Oregon Street;
- Solar-powered Rectangular Rapid Flashing Beacon (RRFB) installation, including pedestrian push buttons near curb ramps and bicyclist push buttons near curbs, for crossing Sacramento Street at Oregon Street, Prince Street, and Fairview Street; and
- Slurry seal and new pavement striping along approximately ½-mile of Sacramento Street, from Fairview Street to Oregon Street.

On October 3, 2024 seven bids were received and opened for construction of the Project, in amounts ranging from \$846,642 to \$1,539,426. The determination of the low bidder was based on the total price of all bid items, as described in the bid documents. The low bidder is Terocons Inc., with a bid of \$846,642, or \$46,642 above the engineer's estimate of \$800,000. Staff have verified that Terocons Inc. is the lowest, responsive and responsible bidder in accordance with the Public Contract Code.

The Living Wage Ordinance does not apply to this project as the Public Works Department's construction contracts are, pursuant to City policy, subject to State prevailing wage laws. Terocons Inc. has submitted a Certification of Compliance with the Equal Benefits Ordinance. The Community Workforce Agreement applies to this project because the estimated construction cost exceeds \$500,000. As a result, the successful bidder and all subcontractors will be required to sign an agreement to be bound by the terms of the Community Workforce Agreement.

Sacramento Street Pedestrian Safety Project is a Strategic Plan Priority Project, advancing our goal to provide state-of-the-art, well-maintained infrastructure, amenities, and facilities.

BACKGROUND

On July 28, 2020, City Council adopted resolution no. 69,525-N.S. authorizing the City Manager to submit a grant application to the California Highway Safety Improvement Program (HSIP) for the amount of up to \$250,000, accept the grants awarded, and execute any resultant agreements and amendments. On December 1, 2020 City

Council adopted resolution no. 69,634-N.S., which updated resolution no. 69,525-N.S by identifying local matching funds.

An agreement between the City and Caltrans was executed on August 12, 2021 under contract no 42200002, providing administrative provisions for future Caltrans grants using State funds. \$250,000 in HSIP construction funds were allocated to the City on December 21, 2023. A Program Supplemental Agreement (PSA) was executed on May 6, 2024 as contract no. 42200002-1 formalizing this funding.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

The purpose of the Project is to provide safer crossings for pedestrians and bicyclists on Sacramento Street, which will encourage these sustainable modes of transportation. Increasing walking and biking would help the City comply with the 2009 Berkeley Climate Action Plan Policy 5.a that calls for expanding and improving Berkeley's pedestrian and bicycle infrastructure. The Climate Action Plan further states that transportation modes such as public transit, walking, and bicycling must become the primary means of fulfilling the City's mobility needs in order to meet these targets.

RATIONALE FOR RECOMMENDATION

The proposed Project components were designed to address pedestrian and bicycle crossing safety needs along Sacramento Street, in accordance with the 2020 Pedestrian Plan and the Vision Zero Action Plan. Furthermore, the Vision Zero Action Plan classifies Sacramento Street as a High-Injury Street in an Equity Priority Area. An Equity Priority Area considers historic data in prioritizing infrastructure projects that remedy systemic inequality. As a whole, the work of this Project is a significant step forward to improve safety at intersection crossings and for people of all ages and abilities to traverse the Sacramento Street corridor more safely by walking or biking.

Approval of the plans and specifications, accepting the bid of Terocons Inc. as the lowest responsive and responsible bidder, and authorizing the City Manager to execute a contract with Terocons Inc. will keep the Project on schedule in accordance with the grant funding agreement.

ALTERNATIVE ACTIONS CONSIDERED

Council could opt not to take the proposed actions at this time and instead defer this item to a future Council agenda. Such a decision would delay the construction of the Project. Delays to the onset of construction could jeopardize successful project delivery as the City currently has the funding to complete the work and a design team on board that can provide continuity through the construction process. Delayed construction may also contribute to increased construction costs due to inflation and the need to revisit design documents to address unforeseen future construction activity or design policy changes.

CONTACT PERSON

Wahid Amiri, Deputy Director of Public Works, Public Works, 510-981-6396
Kenneth Jung, Supervising Civil Engineer, Public Works, 510-981-7028
Jesse Peoples, Associate Civil Engineer, Public Works, 510-981-6449

Contract: Terocons Inc.
for Sacramento Street Pedestrian Safety Project

CONSENT CALENDAR
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Attachments:

- 1: Resolution
- 2: Site Map
- 3: Abstract of Bids

RESOLUTION NO. ##,###-N.S.

CONTRACT: TEROCONS INC. FOR SACRAMENTO STREET PEDESTRIAN SAFETY PROJECT

WHEREAS, the design of the Sacramento Street Pedestrian Safety Project (Specification No. 24-11643-C) consists of pedestrian and bicycle safety improvements across Sacramento Street at Oregon Street, Julia Street, Tyler Street, Prince Street, Woolsey Street, and Fairview Street; and

WHEREAS, the Project is identified as a priority project in the City's 2020 Pedestrian Plan; and

WHEREAS, funds are available in FY 2025 budget in the Capital Grants – State Fund (Fund 306), the Alameda County Measure BB Bike and Pedestrian Fund (Fund 135), and the Alameda County Measure B Local Streets and Roads Fund (Fund 130); and

WHEREAS, no other funding is required, and no other project will be delayed due to this expenditure; and

WHEREAS, City Council adopted resolutions no. 69,525-N.S. and 69,634-N.S. which authorized the City Manager to submit a grant application to the California Highway Safety Improvement Program (HSIP) for the amount of up to \$250,000, accept the grants awarded, and execute any resultant agreements and amendments; and

WHEREAS, the City applied for and received HSIP grant funding in the amount of \$250,000 for construction of improvements on Sacramento Street; and

WHEREAS, the HSIP construction funds were allocated to the City on December 21, 2023; and

WHEREAS, on August 30, 2024 the City released an Invitation for Bids for the work of this Project; and

WHEREAS, Terocons Inc. was found to be the lowest responsive and responsible bidder; and

WHEREAS, the City has neither the staff nor the equipment needed to undertake construction of this Project.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the Plans and Specifications for the Sacramento Pedestrian Safety Project (Specification No. 24-11643-C) are approved.

December 10, 2024

BE IT FURTHER RESOLVED that the Council of the City of Berkeley accepts the bid of Terocons Inc. as the lowest responsive and responsible bidder.

BE IT FURTHER RESOLVED that the Council of the City of Berkeley authorizes the City Manager to execute a contract and any amendments, extensions, and/or change orders until completion of the Project in accordance with the approved Plans and Specifications with Terocons Inc. for an amount not to exceed \$973,638, which includes a 15 percent construction contingency for unforeseen circumstances. A record signature copy of said agreement and any amendments will be on file in the Office of the City Clerk.

Attachment 2

Sacramento Street Pedestrian Safety Project (Specification No. 24-11643-C)



 - Approximate location of project work



**City of Berkeley
Abstract of Bid Worksheet**

Finance Department
General Services Division

Spec No. 24-11643-C

Bid Date: 10/3/2024

FOR: [Sacramento Pedestrian Safety Project](#)

required w/ bid

	Bidders	Base Bid	Bid Bond	Addendum (1-2)	Experience - Fin. Qual.	Taxpayer ID	Opp.States	Nuclear Free	EBO	Sanctuary City
1	Mark Lee & Yong	\$1,539,426.00	X	X	X	X	X	X	X	X
2	Terocons Inc	\$846,642.00	X	X	X	X	X	X	X	X
3	Sposeto	\$1,053,926.50	X	X	X	X	X	X	X	X
4	Rapid Grading Services	\$915,225.34	X	X	X	X	X	X	X	X
5	Kerex Engineering	\$979,640.00	X	X	X	X	X	X	X	X
6	Zara Construction	\$1,066,347.00	X	X	X	X	X	X	X	X
7	Koios Engineering	\$1,346,258.00	X	X	X	X	X	X	X	X

Bid Recorder: Roop Soorma

RSooma

Date Oct 24, 2024

Bid Opener: Clay Stilwell

Clay Stilwell

Date Oct 24, 2024

Project Manager: Jesse Peoples

Jesse Peoples

Date Oct 24, 2024

24-11643-C - Abstract (1)

Final Audit Report

2024-10-24

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