



Office of the City Manager

CONSENT CALENDAR
October 28, 2025

To: Honorable Mayor and Members of the City Council
From: Paul Buddenhagen, City Manager
Submitted by: Terrance Davis, Director, Public Works
Subject: Contract for Construction (Bauman Landscape and Construction, Inc.) and Contract No. 32300026: Amendment for Engineering Services (Diablo Engineering Group) for the Ohlone Greenway Modernization and Safety Project

RECOMMENDATION

Adopt a Resolution:

1. Approving plans and specifications for the Ohlone Greenway Modernization and Safety Project, Specification No. 26-11748-C;
2. Accepting the bid of Bauman Landscape and Construction, Inc., the lowest responsive and responsible bidder;
3. Authorizing the City Manager to execute a contract with Bauman Landscape and Construction, 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 \$3,782,000, which includes a 10% contingency for unforeseen circumstances; and
4. Authorizing the City Manager to execute a contract amendment with Diablo Engineering Group to provide engineering services during the construction phase of the Project, increasing the contract amount by \$100,000 for a total not-to-exceed amount of \$650,000.

SUMMARY

The purpose of the Ohlone Greenway Modernization and Safety Project (Project) is to construct operational and safety improvements to the Ohlone Greenway from the Virginia Gardens crossing at the southernmost Project limit to the Santa Fe Avenue crossing at the northernmost limit. The Project goals are to: upgrade the pathway as a low-stress multi-use pathway; improve the comfort of all pathway users; and improve safety especially at roadway intersections and during non-daylight hours. Construction for this project will be funded by an Alameda County Transportation Commission (Alameda CTC) Vehicle Registration Fee program grant, a Bay Area Rapid Transit (BART) Safe Routes to BART Measure RR grant, and local funds.

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Construction Contract

The Project was advertised through an open and competitive bidding process. Bids were publicly opened on September 23, 2025, and Bauman Landscape and Construction, Inc. was determined to be the lowest, responsive, and responsible bidder, submitting a bid of \$3,438,098.80, which falls within the approved Project budget. Staff recommends awarding the construction contract for this Project to Bauman Landscape and Construction, Inc.

Engineering Services Contract

The City’s design team, comprised of Public Works staff and the design consultant, Diablo Engineering Group (Diablo), developed conceptual designs, conducted public outreach, reviewed and incorporated feedback from the community, City departments, and transit agencies, and finalized the design by preparing plans, specifications, and estimates (PS&E). During this process, City staff determined that additional funding is needed under Diablo’s contract to provide engineering design-related services through the duration of construction. \$40,000 has been budgeted from the Measure BB Bike & Pedestrian Fund (135) but requires a contract amendment to increase the not-to-exceed amount. Staff recommends increasing the contract amount by \$100,000, for a total not-to-exceed amount of \$650,000, to ensure sufficient contract capacity should additional work be required to keep the Project on schedule.

FISCAL IMPACTS OF RECOMMENDATION

The construction budget for the Ohlone Greenway Modernization and Safety Project (Project) is \$3,782,000, including contingency. As the Project’s construction phase is anticipated to start in FY 2026 and end in FY 2027, funding will be appropriated over these two fiscal years as follows:

**Construction Funding for
Ohlone Greenway Modernization and Safety Project
(FY 2026 & FY 2027)**

Alameda CTC Grant Funding – VRF (Fund 307)	\$1,020,159
Safe Routes to BART Measure RR (Fund 307)	\$2,761,841
Total Construction Funding	\$3,782,000

Low bid by Bauman Landscape and Construction, Inc.	\$3,438,098.80
10% Construction Contingency	\$343,901.20
Total Not-to-Exceed Construction Cost	\$3,782,000.00

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In addition, Staff have identified \$40,000, to be funded in FY 2026 and FY 2027, for design-related services by Diablo during the construction phase as follows. Although \$40,000 has been budgeted at this time, staff is requesting an increase of \$100,000 to the Diablo contract authority, as shown below, as a contingency and to provide the ability to act swiftly should additional services be needed during construction.

Diablo Engineering Services Contract for Ohlone Greenway Modernization and Safety Project

Measure B Bike & Ped (Fund 131) ¹	\$225,978
Measure BB Bike & Ped (Fund 135) ¹	\$73,180
Alameda CTC Grant Funding – VRF (Fund 307) ¹	\$250,842
Measure BB Bike & Ped (Fund 135) ²	\$40,000
Total Funding for Diablo Engineering Services Contract	\$590,000

¹ Funding budgeted for FY 2023-FY 2025

² Funding budgeted for FY 2026-FY 2027

Current Diablo Engineering Services Contract No. 32300026	\$550,000
Proposed Amendment for Design-Related Services during Construction	\$40,000
Proposed Amendment for Contingency Design-Related Services	\$60,000
Total Not-to-Exceed Contract Amount	\$650,000

No other contractor or consultant funding is expected to be required for the remainder of this Project.

CURRENT SITUATION AND ITS EFFECTS

Key Project Elements

The Project includes the following elements:

- Widening the Ohlone Greenway multi-use pathway and updating lighting with new dark-skies compliant pathway lighting where feasible.
- On-street, buffer-protected two-way cycle track on Peralta Avenue between Hopkins Street to the south and the Ohlone Greenway to the north.
- Safety improvements at the Virginia Gardens, Cedar Street, Rose Street, Hopkins Street, Peralta Avenue, Gilman Street, and Santa Fe Avenue crossings, consisting of combinations of traffic calming elements including rectangular rapid flashing beacons (RRFBs), raised crosswalks, high-visibility crosswalk markings, curb extensions, and/or median refuges.

These elements were included as Project-specific recommendations in the Council-approved 2017 Berkeley Bicycle Plan.

Public Outreach

Staff have actively engaged with the public on numerous occasions during development of the Project. Where feasible, stakeholder comments have been incorporated in the Project design. In addition to regular updates to the Project website and email correspondence, below is a summary of significant public engagement activities:

- November 2022: The Project team hand-delivered letters to residences on Peralta Avenue and the Hopkins Park Apartments to initiate individual discussions about the proposed two-way cycle track on Peralta Avenue.
- February 2023: Staff and design consultants held two in-person events at Cedar Rose Park where the proposed conceptual design options were discussed.
- February 2023: Staff and design consultants hosted an online community meeting to present the proposed conceptual design options in detail, inform the public about the Project website and upcoming online survey, and respond to questions.
- February 2023 – March 2023: Staff invited comments via an online survey. The survey was advertised via sidewalk stickers, posted signage along the pathway, and postcards to all residences within 300 feet of the Project area. Staff received input from over 500 participants.
- August 2023: Staff posted revised conceptual design plans on the Project website for community input.
- September 13, 2023: Staff presented to the Commission on Disability to discuss design considerations.
- September 2023: Staff posted the final conceptual design on the Project website, which addressed design considerations that arose from community engagement and balanced competing interests, such as preservation of green space and trees versus pathway width.
- January 18, 2024: Staff provided a Project overview to the Transportation & Infrastructure Commission (TIC).
- February 7, 2025: Staff met community garden volunteers to provide a Project update and discuss upcoming coordination to preserve existing vegetation to the extent feasible.

In addition, the Project team engaged in ongoing email correspondence with stakeholder groups including residents adjacent to the site and the community gardens along Peralta Avenue, during the design development phase of the Project.

Construction Contract

On August 25, 2025, the City released an Invitation for Bids for the Project construction, under Specification No. 26-11748-C. On September 23, 2025, nine bids were opened, with bids ranging from \$3,438,098.80 to \$4,005,300.00. The determination of the lowest bid was based on the total bid price, as described in the bid documents. The lowest bidder is Bauman Landscape and Construction, Inc., with a bid of \$3,438,098.80. Staff have identified funding to cover the total bid price of the low bidder, plus a 10 percent

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contingency, as indicated above. Staff have verified that Bauman Landscape and Construction, Inc. is the lowest responsive and responsible bidder.

The Living Wage Ordinance does not apply to this Project as Department of Public Works construction contracts are, pursuant to City policy, subject to State prevailing wage laws. Bauman Landscape and Construction, Inc. has submitted a Certification of Compliance with the Equal Benefits Ordinance. The Community Workforce Agreement applies to this project because the 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.

Engineering Services Contract

In February 2022, Diablo was selected by City staff via a Project-specific open competitive request for qualifications (RFQ) process for preliminary engineering and final design services. Council adopted a resolution (No. 69,709-N.S) on April 26, 2022 authorizing the City Manager to execute a contract with Diablo for preliminary engineering and final design services for the Project. The City subsequently executed a contract with Diablo (Contract No. 32300026) for a not-to-exceed amount of \$550,000.

Diablo's contract included \$36,487 for engineering design-related services during the construction phase, but due to (1) a more lengthy and robust community engagement process in response to numerous comments from the public on conceptual design options, (2) irrigation design as a result of a new pollinator garden and 18 new trees to be planted in Cedar Rose Park, also in response to community input, and (3) additional administrative and project management efforts due to a longer-than-anticipated project duration, which were all authorized by City staff to progress the Project, \$40,000 is needed to meet Diablo's expense for design-related services during the construction phase. Such services are anticipated to include responses to technical inquiries from the contractor, reviewing and approving submittals for construction materials, and on-site construction observation and guidance to ensure compliance with the design, as Diablo is the engineer-of-record for the Project.

Staff is requesting an amendment to Diablo's contract to increase the contract amount by \$100,000 for a total not-to-exceed amount of \$650,000. This will allow staff to act swiftly during construction should additional services be needed due to circumstances such as unanticipated complexity of the electrical design, the need for increased oversight to protect trees during construction, increases in consultant rates since the project was originally scoped in 2022, and unforeseen circumstances that may arise during construction. Unutilized funds will revert back to their original funding sources at the completion of the Project.

Strategic Plan Goals

The Project is in alignment with the Strategic Plan Priority of advancing the City's goal to provide state-of-the-art, well-maintained infrastructure, amenities, and facilities.

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BACKGROUND

The purpose of the Ohlone Greenway Modernization and Safety project is to construct operational and safety improvements to the Ohlone Greenway from the Virginia Gardens crossing at the southernmost Project limit to the Santa Fe Avenue crossing at the northernmost limit. The Project goals are to: upgrade the pathway as a low-stress pedestrian and bicycle path; improve the comfort of all pathway users; and improve safety, especially at roadway intersections and during non-daylight hours.

The Project will implement the 2017 Berkeley Bicycle Plan Tier 1 priority recommendations for the pathway and intersection improvements to the Greenway. In particular, the Project includes crossing safety improvements at two High-Injury Street segments Cedar Street and Rose Street- as identified in the 2020 Vision Zero Action Plan. The improvements are also included in the 2016 Berkeley Strategic Transportation (BeST) Plan.

Previous Resolutions and Contracts Associated with Project Funding and Expenses

- January 26, 2021: Council adopted Resolution No. 69,709-N.S authorizing the City Manager to submit unfunded BeST Plan Second Addendum Five-Year Priority Projects to the Alameda County Transportation Commission (Alameda CTC) for inclusion in their five-year Comprehensive Investment Plan (CIP) for fiscal year 2022 through 2026, accept the grants awarded, and execute any resultant agreements and amendments. In December 2021 a revenue contract (Alameda CTC Agreement No. A22-0024) was executed in the amount of \$1.271 million to fund a portion of consultant and construction costs for the Project. This agreement expires on December 31, 2027, though staff intends to complete the project in early 2027.
- April 26, 2022: Council adopted Resolution No. 70,321-N.S. authorizing the City Manager to execute a contract and any amendments with Diablo Engineering Group for preliminary engineering and final design for the Project, for an amount not to exceed \$550,000, for the period from June 1, 2022 through December 31, 2024. In August 2022 Contract No. 32300026 was executed with Diablo Engineering Group for an amount not to exceed \$550,000. In December 2024 the City Manager extended the term of this contract through December 31, 2025. An additional extension will be needed to extend the term of the contract through June 30, 2027. Staff will continue to review the need to extend this contract on an annual basis until the completion of construction, which is anticipated for early 2027.
- October 10, 2023: Council adopted Resolution No. 71,076-N.S. authorizing the City Manager to submit a grant application to Bay Area Rapid Transit (BART) to receive up to \$3 million from the Safe Routes to BART (SR2B) Grant Program. In

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October 2024 a revenue contract was executed in the amount of \$3 million to fund the remainder of the Project construction costs. This agreement requires the project to be completed by February 2028, though staff intends to complete the project in early 2027.

- April 15, 2025: Council approved a \$150,000 Budget Referral, “Ohlone Greenway Safety Improvements Project Unfunded Balance” authored by Councilmember Kesarwani to fund the completion of the Project design. On June 24, 2025 Council adopted the FY 2026 Budget Update which included the funding requested in the budget referral.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

The Project was determined to be exempt from the California Environmental Quality Act (CEQA) and a Notice of Exemption (NOE) was filed in December 2023. The Project addresses safety issues and modernizes the Ohlone Greenway to create a safer and more seamless path of travel for a variety of destinations, including the North Berkeley BART station. Increasing cycling and walking and improving connections to transit supports Goal 5: Accelerate Implementation of the City’s Bicycle & Pedestrian Plans in the City’s Climate Action Plan because it reduces emissions in the community and in the region.

RATIONALE FOR RECOMMENDATION

Not taking the recommended actions at this time would risk the following: (1) missing an important window of opportunity for construction during seasons of drier weather (spring to fall 2026), (2) increased construction and overall project costs if the Project is delayed, and (3) the City defaulting on its obligations to deliver the Project by the grant funding deadlines.

ALTERNATIVE ACTIONS CONSIDERED

No alternative actions were considered for this Project. The City conducted a public bid process and Bauman Landscape and Construction, Inc. submitted the lowest responsive and responsible bid. The work to implement this Project requires contracted services, as the City does not possess the in-house labor, equipment resources, or the design engineer’s knowledge as engineer-of-record, which are necessary to complete this work.

CONTACT PERSON

Wahid Amiri, Deputy Public Works Director, 510-981-6396
Mark Helmbrecht, Transportation Manager, Public Works, 510-981-6403
Kenneth Jung, Supervising Civil Engineer, Public Works, 510-981-7028
Jesse Peoples, Associate Civil Engineer, Public Works, 510-981-6449

Attachments:
1: Resolution

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2: Site Map

3: Abstract of Bids

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

CONTRACT FOR CONSTRUCTION
(BAUMAN LANDSCAPE AND CONSTRUCTION, INC.) AND
CONTRACT AMENDMENT FOR ENGINEERING SERVICES
(DIABLO ENGINEERING GROUP) FOR
THE OHLONE GREENWAY MODERNIZATION AND SAFETY PROJECT

WHEREAS, the Ohlone Greenway Modernization and Safety Project will provide operational and safety improvements to the Ohlone Greenway multi-use pathway from the Virginia Gardens crossing to the Santa Fe Avenue crossing; and

WHEREAS, the Project is in alignment with the 2017 Berkeley Bicycle Plan, 2020 Vision Zero Action Plan, and 2016 Berkeley Strategic Transportation (BeST) Plan; and

WHEREAS, the City has received \$1.271 million in grant funding from the Alameda County Transportation Commission and \$3 million in grant funding from Bay Area Rapid Transit for these transportation improvements; and

WHEREAS, the City's design team developed conceptual designs, conducted public outreach and engagement, reviewed and evaluated public feedback, and finalized the design by preparing plans, specifications, and estimates; and

WHEREAS, on August 25, 2025, the City released an Invitation for Bids (Specification No. 26-11748-C) for the work of the Ohlone Greenway Modernization and Safety Project; and

WHEREAS, bids were opened on September 23, 2025 and Bauman Landscape and Construction, Inc. was found to be the lowest responsive and responsible bidder; and

WHEREAS, funding for construction is available in the Local Grants Fund (307) and the Measure BB Streets & Roads Fund (134); and

WHEREAS, the City's design team determined that additional funding will be needed for engineering design-related services during the construction phase, which will require an amendment to Diablo Engineering Group Contract No. 32300026 to increase the not-to-exceed amount by \$100,000 for a total not-to-exceed contract amount of \$650,000; and

WHEREAS, \$40,000 for design-related services during construction is available in the Measure BB Bike & Pedestrian Fund (135), with additional funding up to \$60,000 to be identified and appropriated at the time that additional services are needed, if applicable; and

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WHEREAS, due to planned contingency funds, no other funding is anticipated to be required for this Project.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the plans and specifications for the Ohlone Greenway Modernization and Safety Project (Specification No. 26-11748-C) are approved; and

BE IT FURTHER RESOLVED that the Council of the City of Berkeley accepts the bid of Bauman Landscape and Construction, Inc. as the lowest responsive and responsible bidder; and

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 change orders until completion of the Ohlone Greenway Modernization and Safety Project in accordance with the approved plans and specifications with Bauman Landscape and Construction, Inc., in an amount not to exceed \$3,782,000, which includes a 10 percent 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; and

BE IT FURTHER RESOLVED that the Council of the City of Berkeley authorizes the City Manager to execute an amendment to Contract No. 32300026 with Diablo Engineering Group to provide engineering design-related services during the construction phase of the Project, increasing the contract amount by \$100,000 for a total not to exceed amount of \$650,000. A record signature copy of said amendment will be on file in the Office of the City Clerk.





City of Berkeley
Abstract of Bid Worksheet

Finance Department
General Services Division

Bid Date: 9/23/2025
Spec. # 26-11748-C

FOR: [Ohlone Greenway Moderization and Safety Project](#)

required w/ bid

	Bidders	Base Bid	Addenda (1)	Addenda (2)	Exp/Fin	Tax ID	NF	OS	SC	EBO
1	Interstate Grading & Paving	\$3,473,293.40	X	X	X	X	X	X	X	X
2	Redgwick Construction	\$3,963,368.00	X	X	X	X	X	X	X	X
3	McGuire Hester	\$3,775,467.70	X	X	X	X	X	X	X	X
4	Bay Cities Paving and Grading	\$4,005,300.00	X	X	X	X	X	X	X	X
5	Redwood Engineering Construction	\$3,646,413.00	X	X	X	X	X	X	X	X
6	Galeb Paving	\$3,498,320.00	X	X	X	X	X	X	X	X
7	Bauman Landscape & Construction	\$3,438,098.80	X	X	X	X	X	X	X	X
8	Sposeto Engineering	\$3,958,637.10	X	X	X	X	X	X	X	X
9	Ray's Electric	\$3,589,939.08	X	X	X	X	X	X	X	X
10										

Bid Recorder: Tanisha Gainer *Tanisha Gainer*

Date: 09/23/2025

Bid Opener: Roop Soorma *RSoorma*

Date: 09/23/2025

Project Manager: Jesse Peoples *Jesse Peoples*

Date: 09/23/2025