



**TOWN OF LOS GATOS
COUNCIL AGENDA REPORT**

MEETING DATE: 05/06/2025

ITEM NO: 4

DATE: May 1, 2025
TO: Mayor and Town Council
FROM: Chris Constantin, Town Manager
SUBJECT: Award and Authorize the Town Manager to Execute a Contract for the 2025 Annual Curb, Gutter, and Sidewalk Maintenance Project (CIP No. 813-9921) to Spektren Engineering Inc. in an Amount Not to Exceed \$162,200, Authorize the Town Manager to Execute Change Orders in an Amount Not to Exceed \$16,220 (10% Contract Contingency), and Approve Project Construction Documents

RECOMMENDATION:

Staff recommends that the Town Council take the following actions regarding the 2025 Annual Curb, Gutter, and Sidewalk Maintenance Project (CIP No. 813-9921):

- a. Award and authorize the Town Manager to execute a public works contract with Spektren Engineering, Inc. (Attachment 1) in the amount of \$162,200;
- b. Authorize the Town Manager to execute change orders in an amount not to exceed \$16,220 which represents ten percent (10%) of the contract award amount;
- c. Approve the project construction documents per Government Code 830.6 – Design Immunity; and
- d. Find this project Categorical Exempt under Section 15301(c) (Existing Facilities) of the California Environmental Quality Act.

FISCAL IMPACT:

The FY 2024-25 CIP Budget for the Curb, Gutter, and Sidewalk Maintenance Project (CIP No. 813-9921) is sufficient for the construction contract, including contingency and project delivery costs.

PREPARED BY: Saurabh Nijhawan
Senior Civil Engineer

Reviewed by: Town Manager, Assistant Town Manager, Town Attorney, Finance Director, and Parks and Public Works Director

STRATEGIC PRIORITIES:

This project supports the Core Goal of **Quality Public Infrastructure**. The proposed work ensures safety for all users and support compliance with the Americans with Disabilities Act (ADA).

BACKGROUND:

The adopted Fiscal Year (FY) 2024/25-2028/29 Capital Improvement Program (CIP) Budget designates funding for the 2025 Annual Curb, Gutter, and Sidewalk Maintenance Project (CIP No. 24-813-9921). The goal of this annually funded project is to replace and improve damaged or outdated curbs, gutters, sidewalks, driveways, and curb ramps within the Town's jurisdiction to address safety and operational issues and to improve accessibility.

The 2025 Annual Curb, Gutter, and Sidewalk Maintenance (Concrete) Project work includes replacing or retrofitting curb ramps for compliance with the Americans with Disabilities Act (ADA) and other accessibility requirements. Title II of the ADA obligates jurisdictions to upgrade non-conforming curb ramps when streets are resurfaced from one intersection to another. The United States Department of Justice has determined that surface treatments such as asphalt overlay, rubber cape seal, and micro-surfacing trigger the requirement for ADA compliant curb ramps on associated streets.

DISCUSSION:

The 2025 Curb, Gutter, and Sidewalk Maintenance Project was advertised for bid on Friday, February 28, 2025. On March 17, 2025, bid packages were opened, with eight contractors submitting bids. A summary of bid results is presented in Table 1 with Spektren Engineering as the apparent low bidder. A detailed list of bid results is in Attachment 2.

Table 1. Bid Summary for 2025 Curb, Gutter, Sidewalk Project (CIP No. 813-9921)

Contractor	Bid Amount
Spektren Engineering, Inc.	\$ 162,200.00
John Boylan Engineering, Inc.	\$ 195,350.00
Spencon Construction	\$ 215,300.00
CLS/Cervantes Landscape Services, Inc.	\$ 224,250.00
Raposo Engineering Inc	\$ 283,126.80
Zara Construction, Inc.	\$ 315,900.00
FBD Vanguard Construction, Inc.	\$ 318,502.00
JJR Construction, Inc	\$ 334,947.50

Government Code 830.6 states that neither a public entity nor a public employee is liable under this chapter for an injury caused by the plan, design or construction of, or an improvement to,

SUBJECT: Award 2025 Annual Curb, Gutter and Sidewalk Maintenance Project

DATE: May 1, 2025

public property where such plan or design has been approved in advance of the construction or improvement by the legislative body. Staff requests that the Town Council approve the construction documents for this project (Attachment 3).

The following fiscal table for the Annual Curb, Gutter, and Sidewalk Maintenance Project (CIP No. 813-9921) the current available project balance, proposed transactions requested with this staff report, and the resulting available budget.

Curb, Gutter, and Sidewalk Maintenance Project 2025 CIP No. 813-9921		
	Budget	Costs
Current Available Budget - GFAR (As of 5/1/2025)	\$ 257,721	
Construction Contract - Spektren Engineering, Inc (requested with this staff report)		\$ 162,200
Construction Contingency - 10% (requested with this staff report)		\$ 16,220
Available Balance After This Council Action		\$ 79,301

CONCLUSION:

The proposed actions would allow the Town to proceed with executing an agreement for construction services with Spektren Engineering to complete the annual curb, gutter, and sidewalk work within the Town.

COORDINATION:

This memorandum has been prepared in coordination with the Finance Department and the Town Attorney's Office.

ENVIRONMENTAL ASSESSMENT:

This is a project as defined under CEQA as being Categorically Exempt pursuant to CEQA Guidelines Section 15301(c) (minor modifications to an existing facility). A Notice of Exemption has been filed.

Attachments:

1. Construction Agreement with Exhibit A - Bid Summary
2. Bid Results
3. Construction Plans and Specifications