

RESOLUTION NO. 2015-149

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE FINDING THE 2015 CITYWIDE CURB RAMPS IMPROVEMENTS PROJECT (WAC010) EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; AMENDING THE FY2015-16 BUDGET AND FY2015-20 CAPITAL IMPROVEMENT PROGRAM BY \$109,891; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH C & C CONSTRUCTION, INC. FOR THE 2015 CITYWIDE CURB RAMPS IMPROVEMENTS PROJECT (WAC010) IN THE AMOUNT OF \$166,200 AND AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$24,930; AND AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH THE SECOND LOWEST BIDDER IF C & C CONSTRUCTION, INC. DOES NOT MEET FILING OBLIGATIONS

WHEREAS, the 2015 Citywide Curb Ramps Improvements Project (WAC010) (the "Project") will remove accessibility barriers by constructing or reconstructing existing curb ramps, sidewalks, curb and gutter to meet current ADA accessibility requirements at various locations throughout the City; and

WHEREAS, the Project is included in the approved Fiscal Year 2015-20 Capital Improvement Program and is budgeted with funds in the approved Fiscal Year 2015-16 Budget; and

WHEREAS, an amendment to the FY2015-16 Budget and FY2015-20 Capital Improvement Program is necessary to include construction of an additional 11 curb ramps included as Additive Alternate bid items; and

WHEREAS, the California Environmental Quality Act (Section 21000 et seq. of the Public Resources Code, hereinafter referred to as CEQA) requires that cities consider the environmental consequences of their actions before approving a project; and

WHEREAS, the Project is a project under CEQA; and

WHEREAS, Section 15301 (Existing Facilities) of the State CEQA Guidelines (Chapter 3 of Division 6 of Title 14 of the California Code of Regulations) provides an exemption from CEQA for projects involving the minor alteration of existing public or private facilities when the alteration involves negligible or no expansion of an existing use; and

WHEREAS, an invitation to bid was duly advertised on May 15, 2015 and May 22, 2015, and bids were opened on June 16, 2015; and

WHEREAS, C & C Construction, Inc. was determined to be the responsible bidder submitting the lowest responsive bid.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby finds this project exempt from CEQA pursuant to State CEQA Guidelines Section 15301.

Finding: The proposed Project is exempt from CEQA pursuant to section 15301 of the State CEQA Guidelines.

Evidence: The proposed Project is exempt from CEQA pursuant to State CEQA Guidelines Section 15301 (Existing Facilities). This exemption applies to the minor alteration of existing public or private facilities when the alteration involves negligible or no expansion of an existing use. The project consists of reconstructing existing curb ramps to meet current Americans with Disabilities Act (ADA) slope and access requirements at various locations in the City of Elk Grove within existing right-of-way. The proposed improvements would include minor alteration of existing facilities involving negligible expansion of existing uses. No trees will be removed. No special circumstances exist that would create a reasonable possibility that the proposed project will have a significant adverse effect on the environment. Therefore the project is exempt.

AND BE IT ALSO RESOLVED that the City Council of the City of Elk Grove hereby:

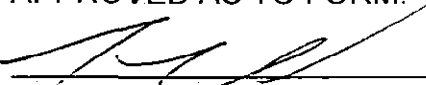
- 1) Amends the Fiscal Year 2015-16 Budget and Fiscal Years 2015-20 Capital Improvement Program to increase the WAC010 Project funding by adding \$109,391 coming from the following sources:
 - a. \$26,000 from CDBG fund balance (fund 241)
 - b. transferring \$9,488 in CDBG funds and \$73,903 in Gas Tax (fund 221) from project WAC003; and
- 2) Authorizes the City Manager to execute a construction contract with C & C Construction, Inc. for the 2015 Citywide Curb Ramps Improvements Project (WAC010), in the amount of \$166,200 upon receipt of all required bonds and insurance and the approval of such bonds and insurance by the City Attorney;
- 3) Authorizes the City Manager to execute a construction contract with the second lowest bidder, FBD Vanguard Construction, Inc., in the amount of \$194,660 upon receipt of all required bonds and insurance and the approval of such bonds and insurance by the City Attorney if C & C Construction does not meet filing obligations.
- 4) Authorizes the City Engineer to approve change orders not-to-exceed \$24,930;

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 22nd day of July 2015.


GARY DAVIS, MAYOR of the
CITY OF ELK GROVE

ATTEST:

JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:

JONATHAN P. HOBBS,
CITY ATTORNEY

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2015-149

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)

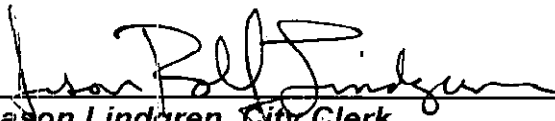
I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on July 22, 2015 by the following vote:

AYES : **COUNCILMEMBERS:** *Davis, Hume, Detrick, Ly, Suen*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN : **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *None*



Jason Lindgren, City Clerk
City of Elk Grove, California