

RESOLUTION NO. 2016-116

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE FINDING THE 2016 CITYWIDE CURB RAMPS IMPROVEMENT PROJECT (WAC011) EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; AMENDING THE 2015-20 CAPITAL IMPROVEMENT PROGRAM BY \$55,000; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH TJR RESOURCES, INC. FOR THE 2016 CITYWIDE CURB RAMPS IMPROVEMENT PROJECT (WAC011) IN THE AMOUNT OF \$192,664.58; AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$26,973; AND AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH THE SECOND LOWEST BIDDER, NOR-CAL CONCRETE COMPANY, IF TJR RESOURCES, INC. DOES NOT MEET FILING OBLIGATIONS

WHEREAS, the 2016 Citywide Curb Ramps Improvement Project (WAC011) (the "Project") will remove accessibility barriers by constructing or reconstructing curb ramps, sidewalks, curb and gutter to meet current ADA accessibility requirements at various location 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 FY 2015-20 Capital Improvement Program is necessary to include construction of an additional seven curb ramps included as Add Alternate One 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 April 22, 2016 and April 29, 2016, and bids were opened on May 24, 2016; and

WHEREAS, TJR Resources, Inc. was determined to be the responsible bidder submitting the lowest responsive bid; and

WHEREAS, Nor-Cal Concrete Company was determined to be the responsible bidder submitting the second 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 proposed project will 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 work is minor in nature in that it does not expand the use beyond its current condition and focuses on maintenance and repairs to the existing facilities. No trees will be removed and no special circumstances exist that would create a reasonable possibility that the Project will have a significant adverse effect on the environment. Therefore, this project qualifies for the identified exemption and no further environmental review is required.

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

- 1) Amends the 2015-20 Capital Improvement Program to increase the WAC011 Project funding by adding \$55,000 from CDBG Fund balance (fund 241); and
- 2) Authorizes the City Manager to execute a construction contract with TJR Resources, Inc.. for the 2016 Citywide Curb Ramps Improvement Project (WAC011), in the amount of \$192,664.58 upon receipt of all required bonds and insurance and the approval of such bonds and insurance by the City Attorney; and
- 3) Authorizes the City Engineer to approve change orders not-to-exceed \$26,973; and
- 4) Authorizes the City Manager to execute a construction contract with the second lowest responsive bidder, Nor-Cal Concrete Company, in the amount of \$221,684 upon receipt of all required bonds and insurance and that approval of such bonds and insurance by the City Attorney if, TJR Resources, Inc., does not meet filing obligations.


PASSED AND ADOPTED by the City Council of the City of Elk Grove this 22nd day of June 2016.



STEVE LY, VICE 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. 2016-116

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

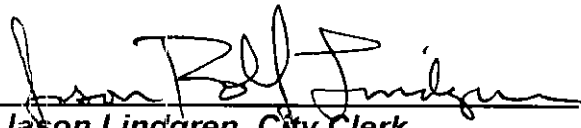
I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on June 22, 2016 by the following vote:

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

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN : **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *Davis*



Jason Lindgren, City Clerk
City of Elk Grove, California