

RESOLUTION NO. 2019-124

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH AMERICAN PAVEMENT SYSTEMS, INC. FOR THE 2019 PAVEMENT SLURRY SEAL AND RESURFACING PROJECT (WPR019) IN THE AMOUNT OF \$1,935,885.85; AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$158,794; AND AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH THE SECOND LOWEST RESPONSIVE BIDDER IF THE FIRST LOWEST RESPONSIVE BIDDER DOES NOT MEET FILING OBLIGATIONS; AND AMENDING THE FISCAL YEAR 2018-19 BUDGET AND 2018-2023 CAPITAL IMPROVEMENT PROGRAM BUDGET.

WHEREAS, the 2019 Pavement Slurry Seal and Resurfacing Project (WPR019) (Project) will result in the placement of slurry seal, microsurfacing, and striping on various streets throughout the City; and

WHEREAS, the streets anticipated to be resurfaced with the Pavement Rehabilitation 2019 Project (WPR022) did not require an extensive amount of improvements and were instead included in WPR019 for treatment; and

WHEREAS, the 2019/2020 Citywide Curb Ramp Improvements Project [Phase 1] (WAC014) is replacing curb ramps within the limits of WPR019 that need upgrading to fully comply with Americans with Disabilities Act (ADA) requirements triggered by the WPR019 improvements; and

WHEREAS, an invitation to bid was duly advertised on May 1, 2019 and May 8, 2019, and bids were opened on May 29, 2019; and

WHEREAS, American Pavement Systems, Inc., was determined to be the responsible bidder submitting the lowest responsive bid; and

WHEREAS, VSS International, Inc., was determined to be the responsible bidder submitting the second lowest responsive bid; and

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

WHEREAS, on June 12, 2019, the City Council adopted a Resolution approving the Project and finding the 2019 Pavement Slurry Seal and Resurfacing Project (WPR019) exempt from CEQA under Categorical Exemption Class 1: Existing Facilities, per CEQA Section 15301(c) of the CEQA Guidelines. A Notice of Exemption was filed with the Sacramento County on June 14, 2019. As no changes have been made to the Project, no additional environmental review is required; and

WHEREAS, the Project is included in the approved Fiscal Year 2018-23 Capital Improvement Program and is budgeted with funds in the approved Fiscal Year 2018-19 Budget; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby:

- 1) Authorizes the City Manager to execute a construction contract with American Pavement Systems, Inc. for the 2019 Pavement Slurry Seal and Resurfacing Project (WRP019) in the amount of \$1,935,885.85 upon receipt of all required bonds and insurance and the approval of such bonds and insurance by the City Attorney; and
- 2) Authorizes the City Engineer to approve change orders not-to-exceed \$158,794; and
- 3) Authorizes the City Manager to execute a construction contract with the second lowest responsive bidder, VSS International, Inc., if, American Pavement Systems, Inc., does not meet filing obligations; and
- 4) Amends the FY 2018-19 Capital Improvement Program and Fiscal Year 2018-19 Budget as follows:
 - a. Remove \$669,900 in Measure A Maintenance (Fund 294) funds from the 2019 Pavement Slurry Seal and Resurfacing Project (WPR019);
 - b. Remove \$835,000 in SB1 Streets and Roads (Fund 227) from the Pavement rehabilitation 2019 Project (WPR022); and
 - c. Add \$835,000 in SB1 Streets and Roads (Fund 227) funds to the 2019 Pavement Slurry Seal and Resurfacing Project (WPR019).
 - d. Remove \$203,100 in Street Maintenance District #1 Zone 1 (Fund 261) from the 2019 Pavement Slurry Seal and Resurfacing Project (WPR019).
 - e. Remove \$238,000 in Street Maintenance District #1 Zone 5 (Fund 265) from the 2019 Pavement Slurry Seal and Resurfacing Project (WPR019).

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 26th day of June 2019




PATRICK HUME, 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. 2019-124

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 26, 2019 by the following vote:

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

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN: **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *Ly*



Jason Lindgren, City Clerk
City of Elk Grove, California