

RESOLUTION NO. 2021-054

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE FINDING THE CURB RAMP IMPROVEMENTS IN PREPARATION FOR WPR021, PHASE 1 PROJECT (WPR021) EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND APPROVING THE PROJECT; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH FBD VANGUARD CONSTRUCTION, INC. FOR THE CURB RAMP IMPROVEMENTS IN PREPARATION FOR WPR021, PHASE 1 PROJECT (WPR021) IN THE AMOUNT OF \$818,439; AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$81,800; 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 (CEQA EXEMPT)

WHEREAS, the Curb Ramp Improvements in Preparation for WPR021, Phase 1 Project (WPR021) (Project) includes reconstruction of existing curb ramps and sidewalks on various streets throughout the City; and

WHEREAS, an invitation to bid was duly advertised on January 15, 2021, and January 22, 2021, and six electronic bids were received on February 2, 2021; and

WHEREAS, FBD Vanguard Construction, Inc. was determined to be the responsible bidder submitting the lowest responsive bid; and

WHEREAS, B & M Builders, 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, Section 15301(c) (Existing Facilities) of the State CEQA Guidelines (Chapter 3 of Division 6 of Title 14 of the California Code of Regulations) applies to projects involving the minor alteration of existing public or private facilities, involving negligible or no expansion of use. The Project involves alterations to existing sidewalk curb ramps to remove accessibility barriers to pedestrians and to persons using wheelchairs/personal assistance devices. As these proposed alterations and modifications would occur within existing City-owned facilities, would negligibly expand the existing use of these facilities, and would not have a significant effect on the environment, the Project qualifies for the identified exemption. No further environmental review under CEQA is required; and

WHEREAS, the Project is included in the approved Fiscal Year 2020-25 Capital Improvement Program and is budgeted with funds in the approved Fiscal Year 2020-21 Budget.

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

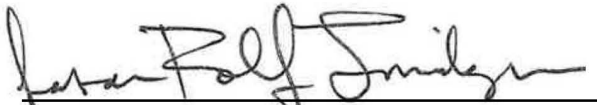
- 1) Finds the Project exempt from CEQA pursuant to pursuant to section 15301 of the State CEQA Guidelines and approves the Project; and
- 2) Authorizes the City Manager to execute a construction contract with FBD Vanguard Construction, Inc. for the Curb Ramp Improvements in Preparation for WPR021, Phase 1 Project (WPR021) in the amount of \$818,439 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 \$81,800; and
- 4) Authorizes the City Manager to execute a construction contract with the second lowest responsive bidder, B & M Builders, Inc., if, FBD Vanguard Construction, Inc., does not meet filing obligations.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 24th day of February 2021



BOBBIE SINGH-ALLEN, 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. 2021-054

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 February 24, 2021 by the following vote:

AYES: **COUNCILMEMBERS:** *Singh-Allen, Nguyen, Hume, Spease, Suen*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN: **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *None*



Jason Lindgren, City Clerk
City of Elk Grove, California