

RESOLUTION NO. 2015-134

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE FINDING THAT NO FURTHER ENVIRONMENTAL REVIEW IS REQUIRED UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT FOR THE HORSESHOE PARK PROJECT (WCE004); AMENDING THE FY015-16 BUDGET AND FY2015-20 CAPITAL IMPROVEMENT PROGRAM BY \$320,000; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH JM SLOVER, INC. IN THE AMOUNT OF \$3,016,935.54 AND AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$176,194; AND AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH THE SECOND LOWEST BIDDER IF JM SLOVER, INC. DOES NOT MEET CONTRACT EXECUTION OBLIGATIONS.

WHEREAS, the Horseshoe Park Project (WCE004) (the "Project") will construct a nine acre neighborhood park located adjacent to Denali Circle in the Laguna Ridge Specific Plan area; 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, 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, on June 16, 2004, the City Council adopted Resolution 2004-142, certifying an Environmental Impact Report and adopting a Mitigation Monitoring and Reporting Program for, and approving, the Laguna Ridge Specific Plan which includes the proposed Project (SCH No. 2000082139); and

WHEREAS, an invitation to bid was duly advertised on May 15, 2015 and bids were opened on June 9, 2015; and

WHEREAS, JM Slover, Inc. was determined to be the responsible bidder submitting the lowest responsive bid, and Olympic Land Construction 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 that no further environmental review is required for the Horseshoe Park Project based upon the following finding:

Finding: Construction of the proposed park site is included in the Laguna Ridge Specific Plan, which was analyzed under a prior Environmental Impact Report and no further environmental review is required.

Evidence: On June 16, 2004, the City Council certified an Environmental Impact Report (EIR) and adopted a Mitigation Monitoring and Reporting Program for the City's Laguna Ridge Specific Plan (SCH No. 2000082139), which included the proposed project. The potential environmental impacts were adequately analyzed as part of the EIR. No substantial changes are proposed to the project and there are no substantial changes in circumstances or new information that would require major revisions to the EIR. Therefore, 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 Fiscal Year 2015-16 Budget and Fiscal Years 2015-20 Capital Improvement Program to increase the Project funding by \$320,000 from the LRSP Supplemental Park Facilities Fee Fund; and
- 2) Authorizes the City Manager to execute a construction contract with JM Slover, Inc. for the Horseshoe Park Project (WCE004), in the amount of \$3,016,935.54 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 \$176,194; and
- 4) Authorizes the City Manager to execute a construction contract with the second lowest bidder, Olympic Land Construction, in the amount of \$3,039,735 upon receipt of all required bonds and insurance and the approval of such bonds and insurance by the City Attorney if JM Slover, Inc. does not meet filing obligations, and further authorizes the City Engineer to approve change orders not-to-exceed \$153,395 on that same contract.

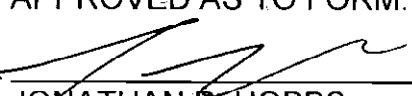
PASSED AND ADOPTED by the City Council of the City of Elk Grove this 24th day of June 2015.



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. 2015-134

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

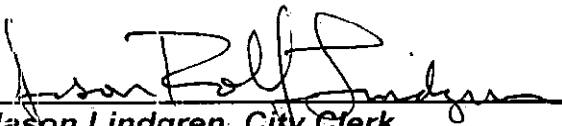
I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on June 24, 2015 by the following vote:

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

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN : **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *Detrick*



Jason Lindgren, City Clerk
City of Elk Grove, California