

RESOLUTION NO. 2016-050

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE FINDING THE RAILROAD QUIET ZONE AT DWIGHT ROAD AND SIMS ROAD PROJECT (WTR008) EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH CENTRAL VALLEY ENGINEERING AND ASPHALT, INC. FOR THE RAILROAD QUIET ZONE AT DWIGHT ROAD AND SIMS ROAD PROJECT (WTR008) IN THE AMOUNT OF \$59,934; AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$8,990; AND AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH THE SECOND LOWEST BIDDER, MARTIN GENERAL ENGINEERING, INC., IF CENTRAL VALLEY ENGINEERING AND ASPHALT, INC. DOES NOT MEET FILING OBLIGATIONS

WHEREAS, the Railroad Quiet Zone at Dwight Road and Sims Road Project (WTR008) (the "Project") will install a fence, median curb, asphalt dike, striping, and signage improvements at Sims Road and remove roadway surfacing, and install a fence, gate, and signage to restrict public access at Dwight road in order to implement a railroad quiet zone for the Union Pacific corridor in North West Elk Grove; 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, 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 February 17, 2016 and February 24, 2016, and bids were opened on March 3, 2016; and

WHEREAS, Central Valley Engineering and Asphalt, Inc. was determined to be the responsible bidder submitting the lowest responsive bid.

WHEREAS, Martin General Engineering, Inc. 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.

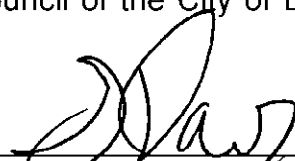
Finding: The proposed Project is exempt from CEQA pursuant to section 15301 of the State CEQA Guidelines.

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 install a fence, median curb, asphalt dike, striping, and signage improvements at Sims Road and remove roadway surfacing, and install a fence, gate, and signage to restrict public access at Dwight road in order to implement a railroad quiet zone for the Union Pacific corridor in North West Elk Grove. 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) Authorizes the City Manager to execute a construction contract with Central Valley Engineering and Asphalt, Inc. for the Railroad Quiet Zone at Dwight Road and Sims Road Project (WTR008), in the amount of \$59,934 upon receipt of all required bonds and insurance and the approval of such bonds and insurance by the City Attorney;
- 2) Authorizes the City Engineer to approve change orders not-to-exceed \$8,990; and
- 3) Authorizes the City Manager to execute a construction contract with the second lowest responsive bidder, Martin General Engineering, Inc., in the amount of \$74,660.30 upon receipt of all required bonds and insurance and that approval of such bonds and insurance by the City Attorney if, Central Valley Engineering and Asphalt, Inc., does not meet filing obligations.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 23rd day of March 2016.



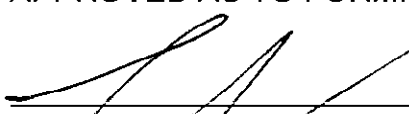
GARY DAVIS, MAYOR of the
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



JONATHAN P. HOBBS,
CITY ATTORNEY

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2016-050

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 March 23, 2016 by the following vote:

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

NOES: **COUNCILMEMBERS:** ***None***

ABSTAIN : **COUNCILMEMBERS:** ***None***

ABSENT: **COUNCILMEMBERS:** ***Ly, Suen***



Jason Lindgren, City Clerk
City of Elk Grove, California