

**RESOLUTION NO. 2012-155**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE FINDING THE FUTURE CIVIC CENTER SITE DEMOLITION PROJECT EXEMPT FROM ENVIRONMENTAL REVIEW UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH W.C. MALONEY, INC. FOR THE FUTURE CIVIC CENTER SITE DEMOLITION PROJECT IN THE AMOUNT OF \$66,385 AND AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$16,600**

**WHEREAS**, there currently exist three abandoned structures, a barn, silo structure, and a single family residence structure, located on a parcel located just north and east of the Big Horn Boulevard and Lotz Parkway intersection; and

**WHEREAS**, two of these structures, the barn and single family residence have been vandalized; and

**WHEREAS**, the extent of damage to the barn and residential structure is such that any future damage to them could potentially result in unsafe structures; and

**WHEREAS**, both the barn and residential structure will ultimately be razed for development of the future Civic Center project, while it has been expressed that the silo structure may be somehow incorporated as an amenity to Civic Center site development; and

**WHEREAS**, it has also been expressed to salvage some of the materials from the barn structure, specifically the structural beams and siding, for possibly use in an architectural statement amenity for the Civic Center project; and

**WHEREAS**, the Project site is part of the overall future Civic Center site; and

**WHEREAS**, the City is in possession of both an Irrevocable Offer of Dedication and a Right-of Entry for demolition purposes for the Project site; and

**WHEREAS**, the Civic Center Project is included in the approved 2012-17 Capital Improvement Program and is budgeted with funds for the demolition in the approved Fiscal Year 2012-13 Budget; and

**WHEREAS**, the California Environmental Quality Act (Section 21000 et seq. of the Public Resources Code, herein after CEQA) requires that cities consider the environmental consequences of their actions before approving a project; and

**WHEREAS**, an invitation to bid was duly advertised on July 30, 2012, bids were opened on August 16, 2012, and W.C. Maloney, Inc. was determined to be the responsible bidder submitting the lowest responsive bid submitting base bid of \$55,000; and

**WHEREAS**, W.C. Maloney, Inc. has also submitted an Add Alternate bid to salvage the beams and siding from the barn structure in the amount of \$11,385.00.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Elk Grove hereby finds that the Future Civic Center Site Demolition Project is exempt from further environmental review under the California Environmental Quality Act ("CEQA") pursuant to the following finding:


Finding: No further environmental review is required for the Future Civic Center Site Demolition Project.

Evidence: The project will include demolition of an approximately 2,040 square foot single family residential structure and wood frame and an approximately 4,620 square foot corrugated metal roof and siding barn structure. Removal of the structures was assumed as part of development of the Laguna Ridge Specific Plan area, for which an Environmental Impact Report (EIR) was prepared and certified by the City Council on June 16, 2004. The EIR concluded that the structures do not contribute to any historical significance and that the impact of their removal would be less than significant.

Section 15162 of the State CEQA Guidelines provides that when an EIR has been certified, subsequent projects shall not require further review unless the lead agency determines that there have been substantial changes in the project or circumstances under which the project was undertaken, or there is no new information of substantial importance that was not known at the time the previous EIR was prepared. Staff has reviewed the project and previous EIR and there is no new information or changed circumstances. Therefore, no further environmental review is required. The demolition of the structures is also exempt from environmental review pursuant to CEQA Guidelines section 15301(I), which provides for a CEQA exemption for demolition and removal of small structures such as the ones at issue here.

**BE IT FURTHER RESOLVED** that the City Council of the City of Elk Grove hereby authorizes the City Manager to execute a construction contract with W.C. Maloney, Inc. for the Future Civic Center Site Demolition Project in the amount of \$66,385, upon receipt of all required bonds and insurance and the approval of such bonds and insurance by the City Attorney; and authorizes the City Engineer to approve change orders not to exceed \$16,600.


**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 12<sup>th</sup> day of September 2012.

  
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JAMES COOPER, 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. 2012-155**

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

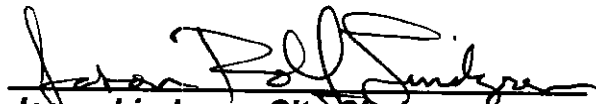
***I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on September 12, 2012 by the following vote:***

**AYES :            COUNCILMEMBERS:        *Cooper, Davis, Detrick, Scherman***

**NOES:            COUNCILMEMBERS:        *None***

**ABSTAIN :        COUNCILMEMBERS:        *None***

**ABSENT:         COUNCILMEMBERS:        *Hume***

  
**Jason Lindgren, City Clerk**  
**City of Elk Grove, California**