

RESOLUTION NO. 2014-92

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE FINDING THE JOHNSTON ROAD PROPERTY DEMOLITION PROJECT EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND DIRECTING THE FILING OF A NOTICE OF EXEMPTION; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH WALBERG INCORPORATED IN AN AMOUNT NOT-TO-EXCEED \$49,347; AND AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$8,500

WHEREAS, the City of Elk Grove established the Johnston Road Property Demolition Project (Project) to remove vandalized residential structures to prepare for Civic Center Park future improvements; and

WHEREAS, the California Environmental Quality Act (Section 21000 et seq. of the Public Resources Code, hereinafter 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, there is sufficient funding for construction within the Project (CIP #WCC003); and

WHEREAS, on March 26, 2014, the City rejected all bids submitted for the Project and directed that it be re-bid; and

WHEREAS, on March 28, 2014, the City advertised for bids for construction of the Project; and

WHEREAS, on April 8, 2014, Walberg Incorporated was the responsible bidder submitting the lowest responsive bid as a participant in a public competitive bidding process.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby finds this project is exempt from CEQA pursuant to State CEQA Guidelines Section 15301.

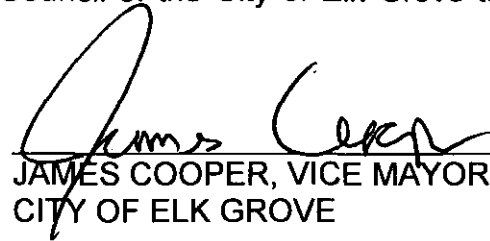
Finding: The Johnston Road Property Demolition project is exempt from the California Environmental Quality Act pursuant to State CEQA Guidelines Section 15301.

Evidence: The proposed project is exempt from CEQA under State CEQA Guidelines Section 15301. This exemption applies to projects involving existing facilities. The key consideration is whether the project involves negligible or no expansion of an existing use. Subsection (l) specifically describes "Demolition and removal of individual small structures" Therefore this project qualifies for the identified exemption and no further environmental review is required.

NOW, THEREFORE, 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 Walberg Incorporated for the Project in the amount of \$49,347; and
- 2) Authorizes the City Engineer to approve change orders for the Project not-to-exceed \$8,500.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 23rd day of April 2014.



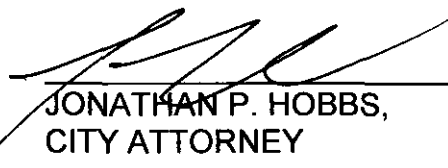
JAMES COOPER, VICE MAYOR of the
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



JONATHAN P. HOBBS,
CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2014-92**

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


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 April 23, 2014 by the following vote:

AYES : COUNCILMEMBERS: Cooper, Detrick, Hume, Trigg

NOES: COUNCILMEMBERS: None

ABSTAIN : COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: Davis



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