

RESOLUTION NO. 2014-167

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 DRY WELLS AS LOW IMPACT DEVELOPMENT IMPROVEMENTS PROJECT (WDR019); AMENDING THE FY 2014-15 BUDGET AND FY 2014-19 CAPITAL IMPROVEMENT PROGRAM BY \$96,415; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH FOX LOOMIS, INC. IN THE AMOUNT OF \$108,374; AND AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$16,260

WHEREAS, pursuant to the City of Elk Grove's (City) Storm Drain Master Plan, the City performs various system upgrades and replacement projects to maintain and enhance the aesthetics of the City's infrastructure; and

WHEREAS, the Dry Wells as Low Impact Development Improvements Project (Capital Improvement Project ID No. WDR019) (Project) is included in the Storm Drain Master Plan; and

WHEREAS, the Project will construct two dry wells with pre-treatment features at two locations: Strawberry Creek Water Quality Basin and the City's Corporation Yard; and

WHEREAS, the Project is included in the approved 2014-19 Capital Improvement Program and is budgeted with funds in the approved Fiscal Year 2014-15 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, the Project is a project under CEQA; and

WHEREAS, on December 14, 2011, the City Council adopted Resolution No. 2011-261, certifying an Environmental Impact Report and adopting a Mitigation Monitoring and Reporting Program for, and approving, the Storm Drainage Master Plan which includes the proposed Project (SCH No. 2011012035); and

WHEREAS, an invitation to bid was duly advertised on June 25, 2014, and bids were opened on July 8, 2014; and

WHEREAS, Fox Loomis, Inc. was determined to be the responsible bidder submitting the lowest responsive bid.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby finds that the storm drain improvements of the Dry Wells as Low Impact Development Improvements Project are adequately covered under the Storm Drain Master Plan Environmental Impact Report pursuant to the following finding:

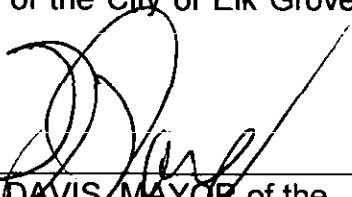
Finding: The Dry Wells as Low Impact Development Improvements Project is included in the Storm Drain Master Plan Program, which was analyzed under a prior Environmental Impact Report and no further environmental review is required.

Evidence: On December 14, 2011, the City Council certified an Environmental Impact Report (EIR) and adopted a Mitigation Monitoring and Reporting Program for the City's Storm Drainage Master Plan (SCH No. 2011012035), which included the proposed dry wells and pre-treatment features (Low Impact Development). 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 FURTHER RESOLVED that the City Council of the City of Elk Grove hereby:

- 1) Amends the Fiscal Year 2014-15 Budget and Fiscal Years 2014-19 Capital Improvement Program to increase the project funding by \$96,415 from the City's Drainage Fund Line 503; and
- 2) Authorizes the City Manager to execute a construction contract with Fox Loomis, Inc. for the Dry Wells as Low Impact Development Improvements Project (WDR019) in the amount of \$108,374, 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 \$16,260.

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



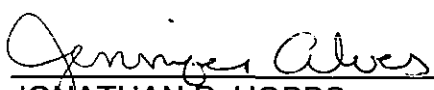
GARY DAVIS, MAYOR of the
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



JONATHAN P. HOBBS,
CITY ATTORNEY *for*

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2014-167**

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 July 23, 2014 by the following vote:

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

NOES: COUNCILMEMBERS: *None*

ABSTAIN : COUNCILMEMBERS: *None*

ABSENT: COUNCILMEMBERS: *None*


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