

RESOLUTION NO. 2014-214

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE FINDING THAT THE CITYWIDE LED LUMINAIRE INSTALLATION PROJECT IS 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 PACIFIC EXCAVATION INC. IN THE AMOUNT OF \$429,068 AND AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$70,932 AND AUTHORIZING THE CITY ENGINEER TO APPROVE EARLY FINISH INCENTIVES NOT-TO-EXCEED \$40,000; AND AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH THE SECOND LOWEST BIDDER IF PACIFIC EXCAVATION INC. DOES NOT MEET FILING OBLIGATIONS

WHEREAS, the Citywide LED Luminaire Installation Project (WSL003) (the "Project") will replacing existing high pressure sodium streetlights with energy efficient LED streetlights for the purpose of saving energy and maintenance costs; 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, 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 August 27, 2014 and bids were opened on September 11, 2014; and

WHEREAS, Pacific Excavation 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 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 under State CEQA Guidelines Section 15301. This exemption applies to projects involving the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination. The Project consists of replacing existing high pressure sodium streetlights with energy efficient LED streetlights for the purpose of saving energy and maintenance costs. The Project site is located along existing roadways in a highly urbanized area. The Project will not result in an expansion of existing facilities. No special circumstances exist that would create a reasonable possibility that the Project will have a significant adverse effect on the environment. Therefore, the Project is exempt.

AND BE IT RESOLVED that the City Council of the City of Elk Grove hereby:

- 1) Authorizes the City Manager to execute a construction contract with Pacific Excavation Inc. for the Citywide LED Luminaire Installation Project (WSL003) in the amount of \$429,068, upon receipt of all required bonds and insurance and the approval of such bonds and insurance by the City Attorney; and
- 2) Authorizes the City Engineer to approve change orders not-to-exceed \$70,932; and
- 3) Authorizes the City Engineer to approve early finish incentives not-to-exceed \$40,000; and
- 4) Authorizes the City Manager to execute a construction contract with the second lowest bidder, St. Francis Electric, Inc., if Pacific Excavation Inc. does not meet filing obligations.


PASSED AND ADOPTED by the City Council of the City of Elk Grove this 24th day of September 2014.



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. 2014-214**

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

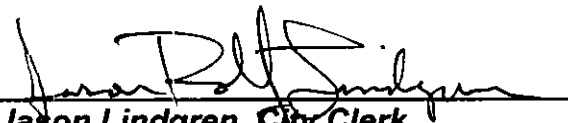
I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on September 24, 2014 by the following vote:

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**