

RESOLUTION NO. 2015-198

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE FINDING THE 2015 PAVEMENT OVERLAY PROJECT (WPR013) 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 2015 PAVEMENT OVERLAY PROJECT (WPR013) IN THE AMOUNT OF \$651,532.74; AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$65,153.26; AND AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH THE SECOND LOWEST BIDDER, VINTAGE PAVING COMPANY, INC., IF CENTRAL VALLEY ENGINEERING AND ASPHALT, INC. DOES NOT MEET FILING OBLIGATIONS**

**WHEREAS**, the 2015 Pavement Overlay Project (WPR013) (the "Project") will construct asphalt concrete overlay along several streets throughout the City. The Project will also replace curb ramps as necessary to meet current ADA requirements; 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 August 21, 2015 and August 28, 2015, and bids were opened on September 10, 2015; and

**WHEREAS**, Central Valley Engineering and Asphalt, 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.

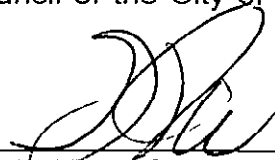
Evidence: The proposed Project is exempt from CEQA pursuant to State CEQA Guidelines Section 15301 (Existing Facilities). This exemption applies to the minor alteration of existing public or private facilities when the alteration involves negligible or

no expansion of an existing use. The proposed project involves constructing asphalt concrete overlays and reconstructing curb ramps on existing streets. This work is minor in nature in that it does not expand the use beyond its current condition and focuses on repairs and improvements. 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 2015 Pavement Overlay Project (WPR013), in the amount of \$651,532.74 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 \$65,153.26; and
- 3) Authorizes the City Manager to execute a construction contract with the second lowest responsive bidder, Vintage Paving Company, Inc., in the amount of \$718,977 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 and authorizes the City Engineer to approve change orders not-to-exceed \$71,898.

**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 23<sup>rd</sup> day of September 2015.



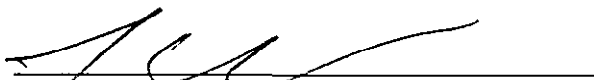
GARY DAVIS, MAYOR of the  
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



JONATHAN P. HOBBS,  
CITY ATTORNEY

**CERTIFICATION  
ELK GROVE CITY COUNCIL RESOLUTION NO. 2015-198**

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

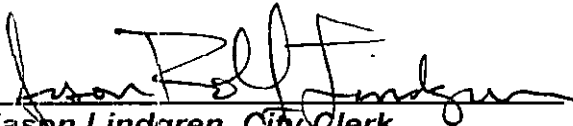
*I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on September 23, 2015 by the following vote:*

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

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

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

**ABSENT:**    **COUNCILMEMBERS:**       *None*

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