

RESOLUTION NO. 2024-038

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE APPROVING THE LAGUNA CREEK TRAIL AND WEST STOCKTON BOULEVARD MULTI MODAL IMPROVEMENTS PROJECT (WAM009) AND THE ELK GROVE CREEK TRAIL GAP CLOSURE PROJECT (WTL011); AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT AMENDMENT FOR PROFESSIONAL ENGINEERING SERVICES WITH TRANSYSTEMS CORPORATION, INC. ON THE LAGUNA CREEK TRAIL AND WEST STOCKTON BOULEVARD MULTI MODAL IMPROVEMENTS PROJECT (WAM009) IN THE ADDITIONAL AMOUNT OF \$31,371.85; AUTHORIZING THE CITY MANAGER TO EXECUTE FUTURE CONTRACT AMENDMENTS NOT-TO-EXCEED \$15,000; AND AMENDING THE FISCAL YEAR 2023-24 BUDGET AND THE 2023-2028 CAPITAL IMPROVEMENT PROGRAM FOR THE LAGUNA CREEK TRAIL AND WEST STOCKTON BOULEVARD MULTI MODAL IMPROVEMENTS PROJECT (WAM009) AND THE ELK GROVE CREEK TRAIL GAP CLOSURE PROJECT (WTL011) (CEQA EXEMPT)

WHEREAS, in 2021, the City Council authorized the City Manager to execute professional engineering services contracts with TranSystems, Inc. (TranSystems) for the WAM009 and WTL011 Projects that excluded design services during construction; and

WHEREAS, staff has negotiated a contract amendment with TranSystems to provide design services during construction for the Projects; and

WHEREAS, the design work for the WAM009 and WTL011 Projects is nearing completion and staff has requested authorization for construction funding from Caltrans; and

WHEREAS, Caltrans recommends combining these two federally funded projects into a single project for construction to reduce grant recordkeeping, documentation, and reporting requirements; and

WHEREAS, no changes are recommended to the overall scope of the WAM009 and WTL011 Projects; and

WHEREAS, staff recommends changes to project titles, descriptions, and funding to facilitate construction of the WTL011 Project improvements through the WAM009 Project to manage a single project during construction; and

WHEREAS, the Projects are considered projects under the California Environmental Quality Act (Section 21000 et seq. of the Public Resources Code, hereinafter referred to as CEQA), which requires that cities consider the environmental consequences of their actions before approving a project; and

WHEREAS, due to the Projects receiving federal funding, the Projects are subject to review under the National Environmental Policy Act (NEPA) with the California Department of Transportation (Caltrans) as the NEPA lead agency.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby:

- 1) Finds the Laguna Creek Trail and West Stockton Boulevard Multi Modal Improvements Project (WAM009) (Federal Project Number: STPL-5479(068)) categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301 (existing facilities) and the Elk Grove Creek Trail Gap Closure Project (WTL011) (Federal Project Number: HSIP-5479(062)) statutorily exempt from the California Environmental Quality Act (CEQA) pursuant to CA Pub Res Code §21080.25 of the State CEQA Guidelines based upon the following finding:

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. WAM009 repairs, rehabilitates, and maintains existing public bicycle, pedestrian, and roadway facilities. It also adds new amenities within the existing right-of-way to improve bicycle and pedestrian safety and does not involve any expansion of use, it qualifies for the identified exemption and no additional environmental review under CEQA is required; and

Senate Bill (SB) 288 added, and SB 922 extended, CEQA statutory exemptions under CA Pub Res Code § 21080.25 (2022), for the following project types: pedestrian and bicycle facilities, transit prioritization, conversion of roadways to bus-only lanes, expansion of bus or light rail service, charging stations for zero-emission transit buses, or any project that reduces minimum parking requirements. Bicycle facilities include any bicycle parking, sharing facilities, bikeways, and other bicycle infrastructure. WTL011 would involve the construction of a multi-use trail and on-street bicycle and pedestrian facilities, therefore, is exempt from CEQA requirements in accordance with §21080.25; and

WTL011 would meet the provisions of PRC § 21080.25 including: 1) A public agency - the City of Elk Grove is carrying out WTL011 and is the lead agency for the project. 2) The project is in an urbanized area – WTL011 is within the City of Elk Grove. 3) The project is on or within an existing public right-of-way - WTL011 is on land owned by City of Elk Grove (roadway improvements) and Cosumnes Community Services District (Class I bicycle/pedestrian trail along Elk Grove Creek). 4) The project would not add any physical infrastructure that increases new automobile capacity – WTL011 adds only bicycle and pedestrian infrastructure. 5) No affordable housing units would be demolished to construct the project. 6) The project would have a cost which does not exceed the \$100 million threshold. 7) The project would be completed by a skilled and trained workforce; and

Caltrans completed their NEPA review of the Project and determined Laguna Creek Trail & West Stockton Boulevard Multi Modal Improvements Project (WAM009) (Federal Project Number: STPL-5479(068)) to be exempt under 23 CFR 771.117(c): activity (c)(3) on April 17, 2023, and Elk Grove Creek Trail Gap Closure Project (WTL011) (Federal Project Number: HSIP-5479(062)) to be exempt under 23 CFR 771.117(c): activity (c)(3) on July 19, 2023. No further review under NEPA is required; and

- 2) Approves the Projects; and
- 3) Authorizes the City Manager to execute an amendment to Contract No. C-22-002 with TranSystems Corporation, Inc., in substantially the form presented, for professional engineering services on the Laguna Creek Trail and West Stockton Boulevard Multi Modal Improvements Project (WAM009), in the additional amount of \$31,371.85, for a new amount not to exceed \$262,147.31; and
- 4) Authorizes the City Manager to execute future contract amendments with TranSystems for a not-to-exceed contract amendment amount of \$15,000 for the Laguna Creek Trail and West Stockton Boulevard Multi Modal Improvements Project (WAM009); and
- 5) Amends the Fiscal Year 2023-2024 Budget and 2023-2028 Capital Improvement Program as follows (revised text underlined):
 - a. Changes the project titles and descriptions to move construction of WTL011 into WAM009
 - i. WAM009 Title – Laguna Creek Trail and West Stockton Boulevard Multi Modal Improvements and Elk Grove Creek Trail Gap Closure Project
 - ii. WAM009 Description – This project will resurface approximately 2,800 feet of Class I multi-use trail parallel to and south of West Stockton Boulevard, replace 34 non-compliant ADA curb ramps, install detectable warning surfaces at commercial driveways along Lewis Stein Road. The project may include a pedestrian crossing with an activated beacon system along West Stockton Boulevard at a cross street to be determined. This project will also construct a new Class 1 Bikeway along the south side of Elk Grove Creek and add bicycle lanes along Laguna Springs Drive.
 - iii. WTL011 Title – Elk Grove Creek Trail Gap Closure Project (Design, Environmental and ROW)
 - iv. WTL011 Description – This project will perform design, environmental and ROW work for a new Class 1 Bikeway along the south side of Elk Grove Creek and for additional bicycle lanes along Laguna Springs Drive. Construction of this project is under WAM009.
 - b. Changes funding for the Projects as shown in Table 1:

**Table 1 – Total Budget
WAM009 and WTL011 Projects**


Project & Funding Source	Current Funding	Funding Changes	Total Funding
<u>WAM009</u>			
Federal Capital Grants (Fund 301)	\$814,000	\$0	\$814,000
Federal Capital Grants (Fund 351)	\$0	\$966,000	\$966,000
Measure A Maintenance (Fund 294)	\$0	\$396,400	\$396,400
Roadway Fee (Fund 328)	\$0	\$69,172	\$69,172
Active Transportation Fee (Fund 368)	\$0	\$576,000	\$576,000
Measure A Safety/StScape/Bike/Ped (Fund 393)	\$1,014,110	\$0	\$1,014,110
<u>WTL011</u>			
Measure A Maintenance (Fund 294)	\$399,000	(\$396,400)	\$2,600
Federal Capital Grants (Fund 301)	\$1,212,717	(\$966,000)	\$246,717
Roadway Fee (Fund 328)	\$217,283	(\$69,172)	\$148,111
Active Transportation Fee (Fund 368)	\$576,000	(\$576,000)	\$0
Measure A Safety/StScape/Bike/Ped (Fund 393)	\$151,000	\$0	\$151,000
Total	\$4,384,110	\$0	\$4,384,110

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 27th day of March 2024




BOBBIE SINGH-ALLEN, 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. 2024-038

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 March 27, 2024 by the following vote:

AYES: COUNCILMEMBERS: Singh-Allen, Brewer, Robles, Spease, Suen

NOES: COUNCILMEMBERS: None

ABSTAIN: COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: None



Jason Lindgren, City Clerk
City of Elk Grove, California