

RESOLUTION NO. 2012-128

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE AMENDING THE FISCAL YEAR 2012-17 CAPITAL IMPROVEMENT PROGRAM AND THE FISCAL YEAR 2011-12 BUDGET BY REDUCING THE ALLOCATION OF STATE GRANT FUNDS AND REPLACING THEM WITH FEDERAL GRANT FUNDS FOR THE CITYWIDE BUS STOP IMPROVEMENTS PROJECT – PHASE 1 (PF014A) AND PHASE 2 (WTE002) AND INCREASING THE PROJECT BUDGET FOR PHASE 2 BY \$15,000 FROM THE CFF BUS FACILITIES FUND; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH NAVAJO PIPELINES, INC. FOR THE CITYWIDE BUS STOP IMPROVEMENTS PROJECT – PHASE 2 IN THE AMOUNT OF \$182,834.74; AND AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$27,425.26

WHEREAS, plans and specifications have been prepared for a construction contract for the Citywide Bus Stop Improvements Project – Phase 2 (Capital Improvement Project ID WTE002) (the “Project”); and

WHEREAS, the Project has received allocation of Federal Grant Funds; and

WHEREAS, amendments to the type of funding listed in the 2012-17 Capital Improvement Program and Fiscal Year 2011-12 Budget are necessary to correctly identify a funding source for the Project as Federal Grant Funds instead of State Grant Funds; and

WHEREAS, additional funding for the Project is required for the construction of the project due to higher than expected bid prices for the purchase and installation of bus shelter units; and

WHEREAS, Section 15301(c) (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, the City Council reviewed the entire Citywide Bus Stop Improvement Project in August 2010 and determined that the project was exempt from CEQA pursuant to Section 15301(c) of the State CEQA Guidelines; and

WHEREAS, a Notice of Exemption was filed with the Sacramento County Recorder on August 17, 2010; and

WHEREAS, due to the use of federal funds for this project in the form of Regional Surface Transportation Program funds administered by the California Department of Transportation (Caltrans), the project qualifies for review under the National Environmental Policy Act (42 U.S.C. 4321 et seq., herein after NEPA); and

WHEREAS, the Project qualifies for a Categorical Exclusion pursuant to 23 CFR Part 771.117(c)(8) because it does not require any mitigation for compliance with any required statues or authorities, nor does it require any formal permit or license; and

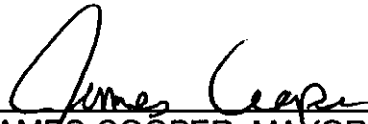
WHEREAS, an invitation to bid was duly advertised on May 18, 2012 and bids were opened on June 19, 2012; and

WHEREAS, Navajo Pipelines, 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:

- 1) Amends the Fiscal Year 2012-17 Capital Improvement Program and the Fiscal Year 2011-12 Budget by reducing the allocation of State Grant Funds and replacing them with Federal Grant Funds for the Citywide Bus Stop Improvements Project – Phase 1 (PF014A) and Phase 2 (WTE002) and increasing the project budget for Phase 2 by \$15,000 from the CFF Bus Facilities Fund; and
- 2) Authorizes the City Manager to execute a construction contract with Navajo Pipelines, Inc. for the Citywide Bus Stop Improvements Project – Phase 2 in the amount of \$182,834.74 upon receipt of all required bonds and insurance and the approval of such bonds and insurance and authorizes the City Engineer to approve change orders not-to-exceed \$27,425.26.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 11th day of July 2012.



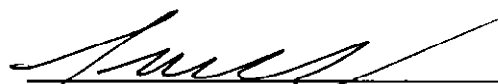
JAMES COOPER, MAYOR of the
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



JONATHAN P. HOBBS,
INTERIM CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2012-128**

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

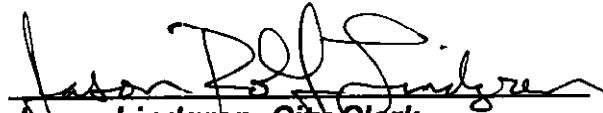
I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on July 11, 2012 by the following vote:

AYES : **COUNCILMEMBERS:** *Cooper, Hume, Detrick, Scherman*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN : **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *Davis*


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