

RESOLUTION NO. 2014-55

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
APPROVING THE APPLICATION FOR GRANT FUNDS FROM SECTION 190
GRADE SEPARATION FUNDS FOR THE GRANT LINE ROAD WIDENING PROJECT
AND AUTHORIZING THE CITY MANAGER TO ACT AS THE CITY'S SIGNATORY
FOR SUCH GRANT**

WHEREAS, the Legislature and Governor of the State of California have provided funds for grants from Section 190 Grade Separation Funds and Proposition 1B Grade Separation Funds; and

WHEREAS, the California Public Utilities Commission has jurisdiction over the safety of roadway-rail crossings and develops a funding priority list of grade separation projects, and the Grant Line Road Grade Separation Structure is on the current list; and

WHEREAS, said procedures require a resolution certifying the approval of application by the City of Elk Grove's governing board before submission of application; 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, 2005, the City Council adopted a Final Mitigated Negative Declaration (MND) for the Grant Line Road Widening Project (SCH No. 2005102056); and

WHEREAS, on October 26, 2011, the City Council adopted Resolution No. 2011-206, approving Addenda 1, 2, and 3 and the design for Phase 1 of the project to the MND; and

WHEREAS, on March 13, 2013, the City Council adopted Resolution No. 2013-42, approving Addendum 4 and the Grant Line Road Widening Project as modified by the addendum.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby finds that no further environmental review is required for the Grant Line Road Widening Project based upon the *following finding*:

Finding: The proposed action is consistent with the MND and subsequent addenda, and no further environmental review is required.

Evidence: The proposed action is activity contemplated and included in the Grant Line Road Widening Project MND and subsequent addenda. The Project will be subject to the mitigation measures contained within the adopted Mitigation Monitoring and Reporting Program. The potential environmental impacts were adequately analyzed as

part of the MND and subsequent addendum. No new information or special circumstances exist that would require additional analysis of the action. Therefore, no further environmental review is required.

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

- 1) Approves the filing of an application for the Grant Line Road Widening Project (East Stockton Boulevard to Waterman Road) (Project); and
- 2) Certifies that the City of Elk Grove will have all matters prerequisite to awarding the construction contract accomplished within two years after the allocation of the funds by the California Transportation Commission; and
- 3) Certifies that the City of Elk Grove will have sufficient funds to complete the Project, or will secure the resources to do so; and
- 4) If applicable, certifies that the Project will comply with any laws and regulations including, but not limited to, the California Environmental Quality Act (CEQA), legal requirements for building codes, health and safety codes, disabled access laws, and, that prior to commencement of construction all applicable permits will have been obtained.

BE IT FURTHER RESOLVED that the City Council of the City of Elk Grove hereby authorizes the City Manager, or designee, as agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, payment requests and so on, which may be necessary for the completion of the aforementioned Project, with all agreements and agreement amendments subject to approval as to form by the City Attorney.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 12th day of March 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. 2014-55**

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 12, 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**