

## RESOLUTION NO. 2016-026

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE FINDING THE CITYWIDE DECORATIVE STREETLIGHT LED CONVERSION PROJECT (WSL005) EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH ST. FRANCIS ELECTRIC FOR THE CITYWIDE DECORATIVE STREETLIGHT LED CONVERSION PROJECT IN THE AMOUNT OF \$545,748; AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$81,862; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH THE SECOND LOWEST BIDDER, TIM PAXIN'S PACIFIC EXCAVATION, INC., IF ST. FRANCIS ELECTRIC DOES NOT MEET FILING OBLIGATIONS; AND DIRECTING THAT EXCESS INTERFUND LOAN PROCEEDS BE RETURNED TO THE CAPITAL RESERVE FUND**

**WHEREAS**, the Citywide Decorative Streetlight LED Conversion Project (WSL005) (the "Project") will retrofit 2,966 decorative fixtures utilizing LED retro-fit kits at various locations throughout the City; 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 Capital Reserve Fund (106) provided an Interfund Loan to SLMD Zone 1 (267) and SLMD Zone 2 (268) to fund the Citywide Streetlight LED Conversion Project; and

**WHEREAS**, actual project bids are less than originally estimated and will result in excess Interfund Loan proceeds; 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 December 30, 2015 and January 6, 2016, and bids were opened on January 27, 2016; and

**WHEREAS**, St. Francis Electric 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.

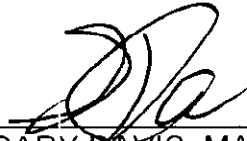
Finding: The proposed Project is exempt from CEQA pursuant to section 15301 of the State CEQA Guidelines.

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 ALSO RESOLVED** that the City Council of the City of Elk Grove hereby:

- 1) Authorizes the City Manager to execute a construction contract with St. Francis Electric for the Citywide Decorative Streetlight LED Conversion Project (WSL005), in the amount of \$545,748 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 \$81,862; and
- 3) Authorizes the City Manager to execute a construction contract with the second lowest responsive bidder, Tim Paxin's Pacific Excavation, Inc., in the amount of \$571,748 upon receipt of all required bonds and insurance and that approval of such bonds and insurance by the City Attorney if, St. Francis Electric, does not meet filing obligations; and
- 4) Directs that the 'Excess' Interfund Loan proceeds (and the appropriate budget adjustments) be returned to the Capital Reserve Fund (106) and the Principal amount of the Interfund Loan be reduced by the same amount.

**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 24<sup>th</sup> day of February 2016.



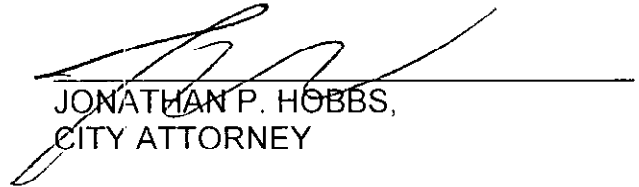
\_\_\_\_\_  
GARY DAVIS, MAYOR of the  
CITY OF ELK GROVE

ATTEST:



\_\_\_\_\_  
JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



\_\_\_\_\_  
JONATHAN P. HOBBS,  
CITY ATTORNEY

**CERTIFICATION  
ELK GROVE CITY COUNCIL RESOLUTION NO. 2016-026**

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 February 24, 2016 by the following vote:*

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

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

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

**ABSENT:**     **COUNCILMEMBERS:**        *Davis*

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