

RESOLUTION NO. 2019-041

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH MOZINGO CONSTRUCTION, INC. FOR THE NORTH CAMDEN DRIVE STORM DRAIN IMPROVEMENTS (WDR023) AND BLAKEMORE COURT AND HARTWELL COURT DRAINAGE IMPROVEMENTS (WDR038) PROJECTS IN THE AMOUNT OF \$808,885; AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$121,300; AND AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH THE SECOND LOWEST RESPONSIVE BIDDER IF THE FIRST LOWEST RESPONSIVE BIDDER DOES NOT MEET FILING OBLIGATIONS (NO FURTHER CEQA REQUIRED)

WHEREAS, the North Camden Drive Storm Drain Improvements (WDR023) and Blakemore Court and Hartwell Court Drainage Improvements (WDR038) Projects (Projects) will result in a reduction of the risk of street flooding in these locations, and include replacing approximately 750 feet of existing storm drain pipe and manholes along the named streets, as well as replacing existing outfalls for Whitehouse Creek and installing trash racks; and

WHEREAS, the Projects are included in the approved Fiscal Year 2018-23 Capital Improvement Program and are budgeted with funds in the approved Fiscal Year 2018-19 Budget; 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, both Projects were previously determined exempt under CEQA Categorical Exemption 15301(c) (Class 1: Existing Facilities) and approved by City Council on May 23, 2018, and a Notice of Exemption for each was filed with the Sacramento County Clerk on May 25, 2018; therefore, no further environmental review under CEQA is required; and

WHEREAS, an invitation to bid was duly advertised on January 16, 2019 and January 23, 2019, and bids were opened on February 12, 2019; and

WHEREAS, Mozingo Construction, Inc. was determined to be the responsible bidder submitting the lowest responsive bid; and

WHEREAS, McGuire and Hester was determined to be the responsible bidder submitting the second lowest responsive bid.

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

- 1) Authorizes the City Manager to execute a construction contract with Mozingo Construction, Inc. for the North Camden Drive Storm Drain Improvements (WDR023) and Blakemore Court and Hartwell Court Drainage Improvements (WDR038) Projects in the amount of \$808,885 upon receipt of all required

bonds and insurance and the approval of such bonds and insurance by the City Attorney; and

- 2) Authorizes the City Engineer to approve change orders not-to-exceed \$121,300; and
- 3) Authorizes the City Manager to execute a construction contract with the second lowest responsive bidder, McGuire and Hester, if Mozingo Construction, Inc., does not meet filing obligations.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 13th day of March 2019



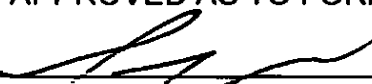
STEVE LY, MAYOR of the
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



JONATHAN P. HOBBS,
CITY ATTORNEY

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2019-041

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 13, 2019 by the following vote:

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

NOES: COUNCILMEMBERS: *None*

ABSTAIN: COUNCILMEMBERS: *None*

ABSENT: COUNCILMEMBERS: *Detrick*



Jason Lindgren, City Clerk
City of Elk Grove, California