

RESOLUTION NO. 2021-085

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE APPROVING THE ON CALL CONCRETE SERVICES – INSTALLATION, MAINTENANCE AND REPAIR OF CURBS, GUTTERS, SIDEWALKS, AND RELATED ITEMS PROJECT (OM2103); AUTHORIZING THE CITY MANAGER TO EXECUTE A MAINTENANCE CONTRACT WITH MCE CORPORATION FOR THE PROJECT BASED ON THE RATES AND SCOPE OF SERVICES IN THE BID; AUTHORIZING THE CITY ENGINEER OR AUTHORIZED DESIGNEE TO ISSUE WORK ORDERS UNDER THIS MAINTENANCE CONTRACT IN AN AMOUNT NOT TO EXCEED THE AMOUNT BUDGETED FOR THIS WORK THROUGH THE FISCAL YEAR ANNUAL BUDGET PROCESS; 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 (CEQA EXEMPT)

WHEREAS, the On Call Concrete Services – Installation, Maintenance and Repair of Curbs, Gutters, Sidewalks, and Related Items Project (OM2103) (the Project) includes removal and replacement of concrete sidewalks, curbs, gutters, driveways, ADA access ramps, including adjacent hot mix asphalt (HMA) pavement, root removals, installation of detectable warning surface (DWS), and other related items as directed by the Engineer (Work); and

WHEREAS, an invitation to bid was duly advertised on February 5, 2021, and February 12, 2021, and electronic bids were received on March 2, 2021; and

WHEREAS, MCE Corporation was determined to be the responsible bidder submitting the lowest responsive bid; and

WHEREAS, NFB Engineering, Inc. was determined to be the responsible bidder submitting the second lowest responsive bid; and

WHEREAS, the Project is a project under 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, 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. "As the Project involves removal and replacement of existing infrastructure and will involve negligible or no expansion of use, it qualifies for the identified exemption and no additional environmental review under CEQA is required; and

WHEREAS, the Project is included in the approved Fiscal Year 2020-25 Capital Improvement Program and is budgeted with funds in the approved Fiscal Year 2020-21 Budget.

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

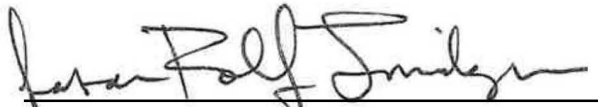
- 1) Approves the On Call Concrete Services – Installation, Maintenance and Repair of Curbs, Gutters, Sidewalks, and Related Items (OM2103) Project; and
- 2) Authorizes the City Manager to execute a maintenance contract with MCE Corporation for On Call Concrete Services - Installation, Maintenance and Repair of Curbs, Gutters, Sidewalks, and Related Items (OM2103) based on the rates and scope of services in the bid, upon receipt of all required bonds and insurance and the approval of such bonds and insurance by the City Attorney; and
- 3) Authorizes the City Engineer, or authorized designee, to issue work orders under this maintenance contract in an amount not to exceed the amount budgeted for this work through the Annual Budget process; and
- 4) Authorizes the City Manager to execute a maintenance contract with the second lowest responsive bidder, NFB Engineering, Inc., if MCE Corporation does not meet filing obligations.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 24th day of March 2021




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. 2021-085**

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 24, 2021 by the following vote:

AYES: COUNCILMEMBERS: Singh-Allen, Nguyen, Hume, Spease, Suen

NOES: COUNCILMEMBERS: None

ABSTAIN: COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: None



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