

## RESOLUTION NO. 2022-120

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH GEORGE REED, INC. FOR THE ARTERIAL ROADS REHABILITATION AND BICYCLE LANE IMPROVEMENTS PROJECT (WPR014) IN THE AMOUNT OF \$4,761,784.50; AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$776,000; AUTHORIZING THE CITY MANAGER TO REJECT ALL BIDS AND REBID THE PROJECT SHOULD GEORGE REED, INC. NOT MEET FILING OBLIGATIONS AND AMENDING THE FISCAL YEAR 2021-2022 BUDGET AND FISCAL YEAR 2021-2026 CAPITAL IMPROVEMENT PROGRAM (NO FURTHER CEQA REVIEW REQUIRED)**

**WHEREAS**, the Arterial Roads Rehabilitation and Bicycle Lane Improvements Project (WPR014) (Project) includes roadway widening, resurfacing of existing pavement, and installation of Class II bike lanes along portions of Waterman Road between Bond Road and Grant Line Road, and Elk Grove Florin Road between Elk Grove Boulevard and Valley Oak Lane. The Project includes upgrading curb ramps to Americans with Disabilities Act (ADA) standards, minor traffic signal work, and installation of a mid-block crossing with a rectangular rapid flashing beacon; and

**WHEREAS**, the Project is partially funded from federal grants totaling \$3,545,697; and

**WHEREAS**, an invitation to bid was duly advertised on April 8, 2022, and April 15, 2022, and electronic bids were received on May 2, 2022; and

**WHEREAS**, George Reed, Inc. was determined to be the responsible bidder submitting the lowest responsive bid; and

**WHEREAS**, staff has determined that the bid submitted by the second lowest bidder is not responsive due to the failure to provide all required disclosures prior to the bid opening; and

**WHEREAS**, staff does not recommend award to the third lowest bidder due to the cost differential between the first and third lowest bids; 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**, due to the Project receiving federal funding, the Project is also subject to review under the National Environmental Policy Act (NEPA) with the California Department of Transportation (Caltrans) as the NEPA lead agency; and

**WHEREAS**, the Project is included in the approved Fiscal Year 2021-2026 Capital Improvement Program and is budgeted with funds in the approved Fiscal Year 2021-2022 Budget; and

**WHEREAS**, additional local funds are necessary to fully fund the Project with a total proposed budget of \$8,144,000.

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

- 1) Finds that the Arterial Roads Rehabilitation and Bicycle Lane Improvements Project's (WPR014) potential environmental impacts were adequately analyzed and documented in an Initial Study which resulted in a Mitigated Negative Declaration (MND) and a Mitigation Monitoring and Reporting Program (MMRP) (State Clearing House #2020070484). On September 23, 2020, the City Council, as the CEQA lead agency, approved the MND and the MMRP. In addition to those actions, the City Council also approved the Project, as reflected in Resolution No. 2020-229. No substantial changes are proposed to the Project and there are no substantial changes in circumstances or new information that would require revisions to the MND or the MMRP. Therefore, no further environmental review is required under CEQA.; and

Further, as the Project is receiving federal funding, the Project also qualifies for review under NEPA with Caltrans as the NEPA lead agency. Caltrans completed their review of the Project and determined it to be exempt under 23 CFR 771.117(c): activity (c)(3) on January 20, 2021. No further review under NEPA is required; and

- 2) Authorizes the City Manager to execute a construction contract with George Reed, Inc. for the Arterial Roads Rehabilitation and Bicycle Lane Improvements Project (WPR014) in the amount of \$4,761,784.50 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 to approve change orders not-to-exceed \$776,000; and,
- 4) Authorizes the City Manager to reject all bids and rebid the Project should George Reed, Inc. does not meet filing obligations; and
- 5) Amends the FY 2021-2022 Budget and FY 2021-2026 Capital Improvement Program for the Arterial Roads Rehabilitation and Bicycle Lane Improvements Project (WPR014) as shown in Table 1 for a total project budget of \$8,144,000:

**Table 1 – Project Budget  
Arterial Roads Rehabilitation and Bicycle Lane Improvements (WPR014)**

<b>Funding Source</b>	<b>Current Funding</b>	<b>Funding Changes</b>	<b>Total Funding</b>
SB1 Streets and Roads (Fund 227)	\$790,000	\$550,000	\$1,340,000
Measure A Maintenance (Fund 294)	\$1,596,833	\$323,070	\$1,919,903
Federal Capital Grants 1 (Fund 301)	\$2,000,000	\$700,000	\$2,700,000
Elk Grove Roadway Fee (Fund 328)	\$275,000	\$0	\$275,000
External Agencies Fund (338)	\$0	\$23,400	\$23,400
Federal Capital Grants 2 (Fund 351)	\$1,819,160	(\$973,463)	\$845,697
Drainage Fee (Fund 503)	\$1,040,000	\$0	\$1,040,000
<b>Total</b>	<b>\$7,520,993</b>	<b>\$623,007</b>	<b>\$8,144,000</b>

**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 25<sup>th</sup> day of May 2022



BOBBIE SINGH-ALLEN, MAYOR of the  
CITY OF ELK GROVE


ATTEST:



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JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



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JONATHAN P. HOBBS,  
CITY ATTORNEY

**CERTIFICATION**  
**ELK GROVE CITY COUNCIL RESOLUTION NO. 2022-120**

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 May 25, 2022 by the following vote:*

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

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

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

**ABSENT:**   **COUNCILMEMBERS:** *None*

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