

RESOLUTION NO. 2023-022

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE APPROVING THE PAVEMENT REPAIRS AND CURB RAMP IMPROVEMENTS IN PREPARATION FOR WPR023 PROJECT PHASES 1 AND 2 (WPR023); AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH CALIFORNIA HIGHWAY CONSTRUCTION GROUP, INC. FOR THE PROJECT IN THE AMOUNT OF \$2,098,298; AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$209,829; 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 Pavement Repairs and Curb Ramp Improvements in Preparation for WPR023 Project Phases 1 and 2 (WPR023) (Project) includes over 99,000 square feet of asphalt concrete repairs and the improvement of 174 concrete curb ramps at various locations throughout the City. This work is being done in preparation for the 2023 Pavement Slurry Seal and Resurfacing Project Phase 3 (WPR023), which will provide pavement resurfacing of several roads throughout the City; and

WHEREAS, an invitation to bid was duly advertised on December 9, 2022 and December 16, 2022, and electronic bids were received on January 10, 2023; and

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

WHEREAS, All-American Construction, 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, this Project qualifies for an exemption under Section 15301 (Existing Facilities) of the State CEQA Guidelines (Chapter 3 of Division 6 of Title 14 of the California Code of Regulations); and

WHEREAS, the Project is included in the approved Fiscal Year 2022-27 Capital Improvement Program and is budgeted with funds in the approved Fiscal Year 2022-23 Budget.

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

- 1) Finds the Pavement Repairs and Curb Ramp Improvements in Preparation for WPR023 Project Phases 1 and 2 (WPR023) exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301 (existing facilities) of the State CEQA Guidelines based upon the following finding:

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. The Project will remove and replace existing hot mix asphalt pavement and reconstruct existing concrete curb ramps at various locations throughout the City. As these proposed alterations and modifications would occur within existing City-owned facilities, would not expand the existing use of these facilities, and would not have a significant effect on the environment, the Project qualifies for the identified exemption. No further environmental review under CEQA is required; and

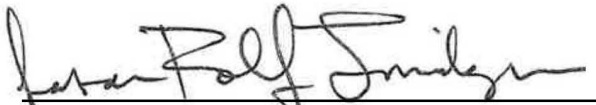
- 2) Approves the Project; and
- 3) Authorizes the City Manager to execute a construction contract with California Highway Construction Group, Inc. for the Pavement Repairs and Curb Ramp Improvements in Preparation for WPR023 Project Phases 1 and 2 (WPR023) in the amount of \$2,098,298 upon receipt of all required bonds and insurance and the approval of such bonds and insurance by the City Attorney; and
- 4) Authorizes the City Engineer to approve change orders not-to-exceed \$209,829; and
- 5) Authorizes the City Manager to execute a construction contract with the second lowest responsive bidder, All-American Construction, Inc., if, California Highway Construction Group, Inc., does not meet filing obligations.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 8th day of February 2023



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. 2023-022

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 8, 2023 by the following vote:

AYES: **COUNCILMEMBERS:** *Singh-Allen, Spease, Brewer, Robles, Suen*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN: **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *None*



Jason Lindgren, City Clerk
City of Elk Grove, California