

RESOLUTION NO. 2023-023

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE APPROVING THE SOUTHEAST INDUSTRIAL AREA STORM DRAIN IMPROVEMENTS PHASE 1 PROJECT (WDR052); AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH SUULUTAAQ, INC. FOR THE PROJECT IN THE AMOUNT OF \$1,629,849.80; AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$211,880; AND AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH THE SECOND LOWEST RESPONSIBLE BIDDER IF THE FIRST LOWEST RESPONSIBLE BIDDER DOES NOT MEET FILING OBLIGATIONS (NO FURTHER CEQA REVIEW REQUIRED)

WHEREAS, the Southeast Industrial Area Storm Drain Improvements Phase 1 Project (WDR052) (Project) will result in installing approximately 1,940 linear feet (LF) of storm drain pipe, along the extension of Waterman Road, beginning approximately 3,000 LF southeast of the intersection of Waterman Road and Grant Line Road to the Mahon Pond. The Project includes storm drain infrastructure between the northeast point of connection to an outfall at the Mahon Pond, replacing the irrigation line on the Mahon property that is in conflict with the new storm drain and an outfall structure at the Mahon Pond; and

WHEREAS, an invitation to bid was duly advertised on December 16, 2022 and December 23, 2022, and electronic bids were received on Wednesday, January 18, 2023; and

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

WHEREAS, Mozingo 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, the potential environmental impacts of the Southeast Industrial Area Storm Drain Improvements Project Phase 1 (WDR052) were previously analyzed in an Environmental Impact Report (EIR) and Supplemental EIR (SEIR) (State Clearinghouse No. 2015102067). These analyses resulted in certification and adoption of the EIR and associated Statement of Overriding Considerations and Mitigation Monitoring and Reporting Program (MMRP) in May 2019 with certification and adoption of the SEIR and associated Statement of Overriding Considerations and MMRP in January 2021; 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 that as the potential environmental impacts of the Project were previously analyzed in a certified EIR and SEIR, and as there are no substantial changes in circumstances or new information that would require revisions to the respective MMRP or certified EIR/SEIR, no further environmental review is required under CEQA; and
- 2) Approves the Project; and
- 3) Authorizes the City Manager to execute a construction contract with Suulutaaq, Inc. for the Southeast Industrial Area Storm Drain Improvements Phase 1 Project (WDR052) in the amount of \$1,629,849.80 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 \$211,880; and,
- 5) Authorizes the City Manager to execute a construction contract with the second lowest responsive bidder, Mozingo Construction, Inc. if, Suulutaaq, 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. 2023-023**

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**