

RESOLUTION NO. 2017-012

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH MARTIN BROTHERS CONSTRUCTION FOR THE LAGUNA CREEK TRAIL – CAMDEN SOUTH SPUR (PT0121) AND LAGUNA CREEK TRAIL – CAMDEN NORTH SPUR (WTL005) PROJECTS IN THE AMOUNT OF \$1,884,391.30; ADOPTING AN AMENDMENT TO THE FISCAL YEAR 2016-21 CAPITAL IMPROVEMENT PROGRAM AND FISCAL YEAR 2016-17 BUDGET FOR THESE PROJECTS; AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$188,000; AND APPROVING THE FIRST AMENDMENT TO THE COOPERATIVE AGREEMENT WITH THE COSUMNES COMMUNITY SERVICE DISTRICT FOR THE LAGUNA CREEK TRAIL – CAMDEN SOUTH SPUR PROJECT

WHEREAS, the Laguna Creek Trail – Camden South Spur (PT0121) and Laguna Creek Trail – Camden North Spur (WTL005) Projects will construct 4,000 lineal feet of new pedestrian-bike path, storm drainage pipe and inlets, asphalt concrete path, Portland cement concrete path and access ramps, decomposed granite, retaining walls, pre-fabricated bridge spanning Laguna Creek, Camden Lake weir reconstruction, benches, trash/recycle containers, landscaping, irrigation, erosion control and other related Work; and

WHEREAS, the Project is included in the approved Fiscal Year 2016-21 Capital Improvement Program and is budgeted with funds in the approved Fiscal Year 2016-17 Budget; 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) and the National Environmental Policy Act (NEPA); and

WHEREAS, the physical impacts of construction and operation of the Projects were analyzed under CEQA in the Mitigated Negative Declarations (MNDs) for the Laguna Creek Trail-North Camden Spur Project (SCH#2015122047) and the Laguna Creek Trail-South Camden Spur Project (SCH#2015122046), and Notices of Determination for both projects were filed on February 2, 2016; and

WHEREAS, an invitation to bid was duly advertised on November 4, 2016 and November 11, 2016, and bids were opened on December 15, 2016; and

WHEREAS, Martin Brothers Construction was determined to be the responsible bidder submitting the lowest responsive bid; and

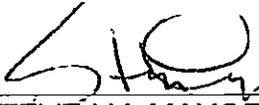
WHEREAS, the City of Elk Grove and Cosumnes Community Services District (CCSD) entered into a Cooperative Agreement to share overhead costs associated with a combined weir improvement and trail project (PT0121); and,

WHEREAS, the City and CCSD desire to approve the First Amendment to the Cooperative Agreement to provide for sharing construction engineering and construction costs associated with construction of the combined weir improvement and trail project.

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 Martin Brothers Construction for the Laguna Creek Trail – Camden South Spur (PT0121) and Laguna Creek Trail – Camden North Spur (WTL005) Projects in the amount of \$1,884,391.30 (\$1,448,988.80 for PT0121 and \$435,402.50 for WTL005) upon receipt of all required bonds and insurance and the approval of such bonds and insurance by the City Attorney; and,
- 2) Amends the FY 2016-21 Capital Improvement Program by removing \$69,000 in Gas Tax Funds from the Laguna Creek Trail – Camden Spur North (WTL005) Project; and,
- 3) Amends the FY 2016-21 Capital Improvement Program by adding \$307,550 in Gas Tax Funds from available fund balance, and adding \$82,446 in Other Agency Funds (from the CCSD), to the Laguna Creek Trail – Camden Spur South (PT0121) Project; and,
- 4) Authorizes the City Engineer to approve change orders not-to-exceed \$44,000 for Laguna Creek Trail – Camden North Spur (WTL005) and \$144,000 for Laguna Creek Trail – Camden South Spur (PT0121); and,
- 5) Authorizes the City Manager to execute the First Amendment to the Cooperative Agreement with CCSD for the Laguna Creek Trail Project in substantially the form presented.

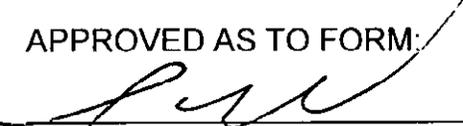
PASSED AND ADOPTED by the City Council of the City of Elk Grove this 25th day of January 2017



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. 2017-012**

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)

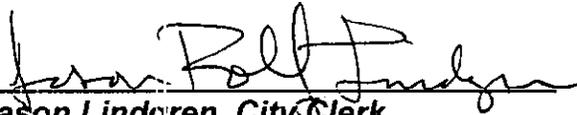
I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on January 25, 2017 by the following vote:

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

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN : **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *None*



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