

RESOLUTION NO. 2017-018

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
DISPENSING WITH COMPETITIVE BIDDING PURSUANT TO ELK GROVE
MUNICIPAL CODE CHAPTER 3.42, AND AUTHORIZING THE CITY MANAGER
TO EXECUTE A CONTRACT WITH WESTERVELT ECOLOGICAL SERVICES FOR
WETLAND MITIGATION FOR THE CIVIC CENTER PROJECT
IN THE AMOUNT OF \$336,700**

WHEREAS, the City is pursuing development of the Civic Center Project; and

WHEREAS, the City, pursuant to Department of the Army Special Permit SPK-2001-00633, shall mitigation for 2.59 acres of floodplain mosaic (seasonal wetland) in order to construct the Civic Center; and

WHEREAS, Elk Grove Municipal Code Section 3.42.180 identifies the procedures for purchasing commodities and equipment of a value equal to or greater than Fifty Thousand and 01/100ths (\$50,000.01) Dollars; and

WHEREAS, EGMC Section 3.42.180.B identifies that the City Council may dispense with the formal bidding procedures, in whole or in part, under specific circumstances, including but not limited to when the purchase can be obtained from only one (1) source; and

WHEREAS, Army Corps standards specify the type of mitigation bank that can be utilized for mitigation credits, based upon type of habitat, distance from the area of impact, and other relevant factors as determined by the Department of the Army.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby finds that it is in the best interest of the City to dispense with the formal bidding procedures required under EGMC 3.42.180 for the purchase of these mitigation credits because Westervelt's Cosumnes Floodplain Mitigation Bank is the only authorized bank that can be applied to the Project; and

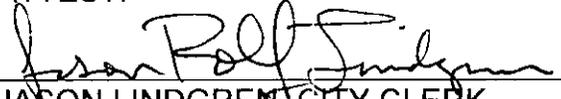
BE IT FURTHER RESOLVED that the City Council of the City of Elk Grove hereby authorizes the City Manager to execute an agreement in substantially the form presented to the City Council with Westervelt Ecological Services for Wetland Mitigation for the Civic Center Project in the amount of \$336,700.

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



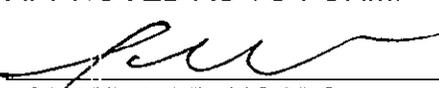
STEVE LY, MAYOR of the
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



JONATHAN P. HOBBS,
CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2017-018**

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

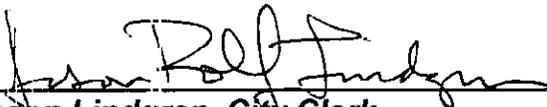
I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on January 25, 2017 by the following vote:

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

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN : **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *None*



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