

**RESOLUTION NO. 2024-076**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE APPROVING THE CITYWIDE TRAFFIC SIGNAL ENHANCEMENT AND CONGESTION RELIEF PROJECT (WTR094); AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH BEAR ELECTRICAL SOLUTIONS, INC. FOR THE PROJECT IN THE AMOUNT OF \$8,885,988.66; AUTHORIZING THE PUBLIC WORKS DIRECTOR TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$1,244,000; AND AMENDING THE FISCAL YEAR 2023-2024 BUDGET AND 2023-2028 CAPITAL IMPROVEMENT PROGRAM FOR THE PROJECT (CEQA EXEMPT)**

**WHEREAS**, the Citywide Traffic Signal Enhancement and Congestion Relief Project (WTR094) (Project) includes upgrades to the City's traffic signal communication network with added fiber optic lines and signal connections, and enhanced copper ethernet switches. The Project will include improvements at 103 intersections by adding video detection, replacement of traffic signal backplates with new backplates with reflective yellow borders, and replacement of 8-inch signal heads with 12-inch heads. The Project will also include an adaptive traffic signal corridor on Elk Grove Boulevard from Backer Ranch Road to Elk Grove Florin Road; and

**WHEREAS**, an invitation to bid was duly advertised on March 22, 2024, and March 29, 2024, and electronic bids were received on April 23, 2024; and

**WHEREAS**, Bear Electrical Solutions, Inc. (Bear) was determined to be the responsible bidder submitting the lowest responsive bid; and

**WHEREAS**, Tim Paxin's Pacific Excavation, Inc. dba Pacific Excavation (Paxin) 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 Project is included in the approved 2023-2028 Capital Improvement Program and is budgeted with funds in the approved Fiscal Year 2023-24 Budget.

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

- 1) Finds the Citywide Traffic Signal Enhancement and Congestion Relief Project (WTR094) 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. This Project involves upgrades to the City's traffic signal communication network with added fiber optic lines and signal

connections, and enhanced copper ethernet switches. The Project will include improvements at one hundred three (103) intersections by adding video detection, replacement of traffic signal backplates with reflective yellow ones, and replacement of 8-inch signal heads with 12-inch heads. The Project will also include an adaptive traffic signal corridor on Elk Grove Boulevard from Backer Ranch Road to Elk Grove Florin Road. As the proposed improvements will occur to existing City-owned public infrastructure and will not result in an expansion of use, the Project qualifies for the identified exemption and no further CEQA analysis is required; and

- 2) Approves the Project; and
- 3) Rejects the bid protest submitted by Paxin and finds the lowest bid submitted by Bear to be both responsible and responsive and waives any minor irregularities in Bear's bid, if any.
- 4) Authorizes the City Manager to execute a construction contract with Bear Electrical Solutions, Inc. for the Citywide Traffic Signal Enhancement and Congestion Relief Project (WTR094) in the amount of \$8,885,988.66 upon receipt of all required bonds and insurance and the approval of such bonds and insurance by the City Attorney; and
- 5) Authorizes the Public Works Director to approve change orders not to exceed \$1,244,000; and
- 6) Amends the Fiscal Year 2023-2024 Budget and 2023-2028 Capital Improvement Program as follows:
  - a. Removes \$842,000 in Potential Grant funds (Fund 998) from the WTR094 Project
  - b. Adds \$900,000 in Measure E funds (Fund 109) to the WTR094 Project
  - c. Removes \$728,631 in Gas Tax funds (Fund 221) from the WTR094 Project.

**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 22<sup>nd</sup> day of May 2024




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. 2024-076**

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 22, 2024 by the following vote:*

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

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

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

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

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