

## RESOLUTION NO. 2024-123

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE APPROVING THE PUBLIC WORKS – PUBLIC INFRASTRUCTURE MAINTENANCE (PIM) PROJECT (OM2404); AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH MCE CORPORATION FOR THE PROJECT IN AN AMOUNT NOT TO EXCEED THE AMOUNT BUDGETED FOR THIS WORK THROUGH THE ANNUAL BUDGET PROCESS; AUTHORIZING THE PUBLIC WORKS DIRECTOR OR DESIGNEE TO ISSUE WORK ORDERS UNDER THIS CONTRACT IN AN AMOUNT NOT TO EXCEED THE AMOUNT BUDGETED FOR THIS WORK THROUGH THE ANNUAL BUDGET PROCESS; AND AUTHORIZING THE PUBLIC WORKS DIRECTOR TO REBID THE PROJECT IF THE FIRST LOWEST RESPONSIVE BIDDER DOES NOT MEET FILING OBLIGATIONS (CEQA EXEMPT)**

**WHEREAS**, the Public Works – Public Infrastructure Maintenance (PIM) Project (OM2404)(Project) includes Public Works operations and maintenance staffing along with the required equipment, materials, goods, hardware and tools depending on the type of work needed; and

**WHEREAS**, an invitation to bid was duly advertised on June 7, 2024 and June 14, 2024, and electronic bids were received on June 27, 2024; and

**WHEREAS**, MCE Corporation was determined to be the responsible bidder submitting the 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 quantities listed for each work task are approximate and not guaranteed; therefore, the Public Works Director or authorized designee shall have the authority to amend quantities or tasks for the duration of the contract.

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

- 1) Finds the Public Works – Public Infrastructure Maintenance (PIM) Project (OM2404) 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.” As the Project involves repair and maintenance of existing infrastructure and will involve negligible or no expansion of use, it qualifies for the identified exemption and no additional environmental review under CEQA is required; and


- 2) Approves the Project; and
- 3) Authorizes the City Manager to execute a construction contract with MCE Corporation for the Public Works – Public Infrastructure Maintenance (PIM) Project (OM2404) in an amount not to exceed the amount budgeted for this work through the Annual Budget upon receipt of all required bonds and insurance and the approval of such bonds and insurance by the City Attorney; and
- 4) Authorizes the Public Works Director, or authorized designee, to issue work orders under this contract in an amount not to exceed the amount budgeted for this work through the Annual Budget process; and
- 5) Authorizes the Public Works Director to rebid the Project if MCE Corporation does not meet filing obligations; and
- 6) Authorizes the Public Works Director to make amendments related to staffing and equipment as detailed in the bid sheet including a labor price increase based on the State of California Department of Industrial Relations wage rates as stated under the terms of the contract, subject to budget approval by the City Council.

**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 24<sup>th</sup> day of July 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. 2024-123**

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 July 24, 2024 by the following vote:*

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

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

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

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

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