

RESOLUTION NO. 2012-67

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
AUTHORIZING THE PUBLIC WORKS DIRECTOR TO EXECUTE UTILITY
AGREEMENTS FOR THE ELK GROVE BOULEVARD / STATE ROUTE 99
INTERCHANGE MODIFICATION PROJECT**

WHEREAS, the City desires to construct the Elk Grove Boulevard / State Route 99 Interchange Modification Project; and

WHEREAS, utility relocations and new installations need to occur before or during the Elk Grove Boulevard / State Route 99 Interchange Reconstruction Project (Project); and

WHEREAS, in order for utility work to take place, a utility agreement must be in place between the City and each utility impacted by the construction of the Project; and

WHEREAS, the Elk Grove Boulevard / State Route 99 Interchange Modification Project is a project under the California Environmental Quality Act (CEQA, Section 21000, et seq. of the California Public Resources Code); and

WHEREAS, on December 9, 2009, the City Council adopted Resolution No. 2009-243, certifying an Environmental Impact Report (EIR) (State Clearinghouse Number 2007042101) for the Project and adopting a Mitigation Monitoring and Reporting Program; and

WHEREAS, in December 2011, the City Council approved Addendums 1 and 2 to the Project EIR (Resolution No. 2011-237), reflecting modifications to the Project design that did not involve any new or substantially different information than was available at the time the EIR was completed; and

WHEREAS, relocation of existing utilities and establishment of new utilities was contemplated in the Project analyzed in the 2009 EIR and accompanying 2011 Addendums; and


WHEREAS, granting the Public Works Director the authority to execute utility agreements will expedite review by Caltrans, execution of the utility work, and the entire Project.

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

- 1) Finds the prior California Environmental Quality Act (CEQA) review for the Elk Grove Boulevard / State Route 99 Interchange Reconstruction Project (Project) adequate and determines that no further environmental review is required; and

- 2) Authorizes the Public Works Director to execute utility agreements between the City and the utility companies impacted by the Project, in a form acceptable to the City Attorney.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 9th day of May 2012.



JAMES COOPER, MAYOR of the CITY
OF ELK GROVE

ATTEST:



JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



JONATHAN HOBBS,
INTERIM CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2012-67**

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

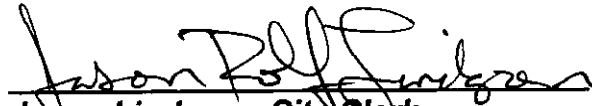
I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on May 9, 2012 by the following vote:

AYES : COUNCILMEMBERS: Cooper, Davis, Detrick, Scherman

NOES: COUNCILMEMBERS: None

ABSTAIN : COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: Hume


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