

RESOLUTION NO. 2018-185

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH CALIFORNIA HIGHWAY CONSTRUCTION GROUP, INC. FOR THE CITYWIDE CURB RAMPS 2018 PROJECT (WAC013) IN THE AMOUNT OF \$538,200; AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$80,000; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH THE SECOND LOWEST RESPONSIVE BIDDER IF THE FIRST LOWEST RESPONSIVE BIDDER DOES NOT MEET FILING OBLIGATIONS; AND AUTHORIZING STAFF TO AMEND THE ANNUAL BUDGET AND CAPITAL IMPROVEMENT PROGRAM

WHEREAS, the Citywide Curb Ramps 2018 Project (WAC013) (Project) will result in removal of accessibility barriers to persons using wheelchairs or other personal assistance devices by reconstructing sixty-six (66) curb ramps and rehabilitating one (1) curb ramp to meet current ADA accessibility requirements; and

WHEREAS, the Project is included in the approved Fiscal Year 2018-23 Capital Improvement Program and is budgeted with funds in the approved Fiscal Year 2018-19 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) which requires that cities consider the environmental consequences of their actions before approving a project; and

WHEREAS, the Project was previously determined exempt under CEQA Categorical Exemption 15301(c)(Class I: Existing Facilities) and approved by City Council through Resolution 2018-065. The Notice of Exemption was filed with the Sacramento County Clerk on April 2, 2018. As there are no proposed project changes, no further environmental review under CEQA is required; and

WHEREAS, the Project will be receiving a Community Development Block Grant administered through the Department of Housing and Urban Development (HUD) and therefore qualifies for review under the National Environmental Policy Act (42 U.S.C. 4321 et seq, hereinafter NEPA) with HUD acting as the NEPA lead agency for the Project. The Project qualifies as a Categorical Exclusion and the Categorical Exclusion Checklist was approved by the City Manager on June 11, 2018. As there are no proposed project changes, no further environmental review under NEPA is required; and

WHEREAS, an invitation to bid was duly advertised on June 22, 2018 and June 29, 2018; and bids were opened on July 24, 2018; and


WHEREAS, California Highway Construction Group, Inc. was determined to be the responsible bidder submitting the lowest responsive bid; and

WHEREAS, FBD Vanguard Construction, Inc. was determined to be the responsible bidder submitting the second lowest responsive bid.

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 California Highway Construction Group, Inc. for the Citywide Curb Ramps 2018 Project (WAC013) in the amount of \$538,200 upon receipt of all required bonds and insurance and the approval of such bonds and insurance by the City Attorney; and
- 2) Authorizes the City Engineer to approve change orders not-to-exceed \$80,000; and
- 3) Authorizes the City Manager to execute a construction contract with the second lowest responsive bidder, FBD Vanguard Construction, Inc., if, California Highway Construction Group, Inc. does not meet filing obligations; and
- 4) Authorizes staff to amend the Annual Budget and Capital Improvement Program after execution of the construction contract by reducing the remaining project budget authority to the total estimated project costs with 5% contingency and returning any additional funds back to their respective fund(s).

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 22nd day of August 2018.



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. 2018-185**

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

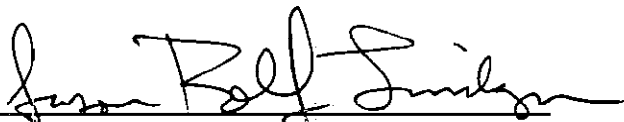
I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on August 22, 2018 by the following vote:

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

NOES: COUNCILMEMBERS: *None*

ABSTAIN: COUNCILMEMBERS: *None*

ABSENT: COUNCILMEMBERS: *None*



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