

RESOLUTION NO. 2018-212

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE FINDING THE PUMP STATION IMPROVEMENTS PROJECT (WDR029) EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND APPROVING THE PROJECT; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH R.E. SMITH CONTRACTOR, INC. FOR THE PUMP STATION IMPROVEMENTS PROJECT (WDR029) IN THE AMOUNT OF \$1,368,011; AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$205,200; 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 THE RETURN OF \$230,000 ALLOCATED TO CONSTRUCTION CONTRACT TO FUND BALANCE.

WHEREAS, the Pump Station Improvements Project (WDR029) (Project) provides improvements to all six storm drain pump stations throughout the City, including electrical equipment, instrumentation and improvements, surface repairs, concrete foundation and pads, canopies, new generators, fencing, security, and piping repair; 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, 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; and

WHEREAS, an invitation to bid was duly advertised on August 15, 2018 and August 22, 2018, and bids were opened on September 11, 2018; and

WHEREAS, R.E. Smith Contractor, Inc. was determined to be the responsible bidder submitting the lowest responsive bid; and

WHEREAS, Division 5-15, A California Corporation 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:

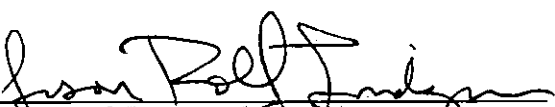
- 1) Finds the Project exempt from CEQA pursuant to pursuant to section 15301(c) (Class I: Existing Facilities) of the State CEQA Guidelines and approves the Project; and

- 2) Authorizes the City Manager to execute a construction contract with R.E. Smith Contractor, Inc. for the Pump Station Improvements Project (WDR029) in the amount of \$1,368,011 upon receipt of all required bonds and insurance and the approval of such bonds and insurance by the City Attorney; and
- 3) Authorizes the City Engineer to approve change orders not-to-exceed \$205,200; and
- 4) Authorizes the City Manager to execute a construction contract with the second lowest responsive bidder, Division 5-15, A California Corporation, if, R.E. Smith Contractor, Inc., does not meet filing obligations; and
- 5) Authorizes the return of \$230,000 allocated to construction contract to fund balance.


PASSED AND ADOPTED by the City Council of the City of Elk Grove this 26th day of September 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. 2018-212

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 September 26, 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