

RESOLUTION NO. 2018-230

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH B & M BUILDERS, INC. FOR THE SIDEWALK INFILL PROJECT 2018 (EAST STOCKTON BOULEVARD AND LAGUNA BOULEVARD) (WAC032) (REBID) IN THE AMOUNT OF \$143,341; AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$28,700; 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 AMENDING THE FISCAL YEAR 2018-19 BUDGET AND 2018-2023 CAPITAL IMPROVEMENT PROGRAM

WHEREAS, the Sidewalk Infill Project 2018 (East Stockton Boulevard and Laguna Boulevard) (WAC032) (Rebid) ("the Project") will result in the construction of pedestrian paths at two locations in the City. Location 1 is along the east side of East Stockton Boulevard, north of Banff Vista Drive. At Location 1, the work will include excavation, grading and construction of a pedestrian path, shoulder backing and vinyl fencing. Location 2 is along Laguna Boulevard, west of Big Horn Boulevard. At Location 2, a new pedestrian path with shoulder backing will be constructed; 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 City Council found the project exempt under CEQA and approved the project on May 9, 2018 (Resolution No. 2018-089) and a Notice of Exemption was filed with the Sacramento County Clerk on June 19, 2018. No further environmental review under CEQA is required; and

WHEREAS, an invitation to bid was duly advertised on September 5, 2018 and September 12, 2018, and bids were opened on September 25, 2018; and

WHEREAS, B & M Builders, Inc. was determined to be the responsible bidder submitting the lowest responsive bid; and

WHEREAS, Martin General Engineering, Inc. was determined to be the responsible bidder submitting the second lowest responsive bid; and

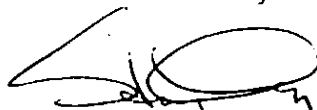
WHEREAS, Elk Grove Municipal Code Section 21.15.010 defines a Capital Project as a project that constructs physical improvements with a total project cost over \$250,000; and

WHEREAS, additional funding is needed to award the project and would make the total project cost exceed \$250,000.

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 B & M Builders, Inc. for the Sidewalk Infill Project 2018 (East Stockton Boulevard and Laguna Boulevard) (WAC023) (Rebid) in the amount of \$143,341 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 \$28,700; and,
- 3) Authorizes the City Manager to execute a construction contract with the second lowest responsive bidder, Martin General Engineering, Inc., if, B & M Builders, Inc. does not meet filing obligations; and
- 4) Amends the Fiscal Year 2018-2023 Capital Improvement Program and Fiscal Year 2018-19 Budget for the Sidewalk Infill Project 2018 (East Stockton Boulevard and Laguna Boulevard) (WAC023) (Rebid) to make this a CIP project instead of a minor public works project and by adding \$50,000 in Gas Tax (Fund 221) funds.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 24th day of October 2018.



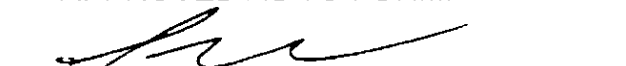
STEVE LY, MAYOR of the
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



JONATHAN P. HOBBS,
CITY ATTORNEY

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2018-230

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

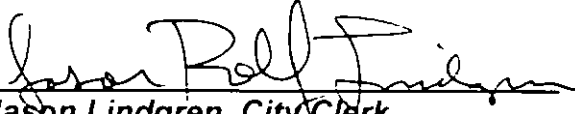
I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on October 24, 2018 by the following vote:

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

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN: **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *Detrick*



Jason Lindgren, City Clerk
City of Elk Grove, California