

RESOLUTION NO. 2020-179

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE APPROVING THE TEEN CENTER PARKING LOT IMPROVEMENTS PROJECT (FM1903); AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH FBD VANGUARD CONSTRUCTION, INC. FOR THE TEEN CENTER PARKING LOT IMPROVEMENTS PROJECT (FM1903) AND 2019/2020 CITYWIDE CURB RAMP IMPROVEMENTS PROJECT - PHASE 2 LAGUNA BOULEVARD AT HARBOUR POINT DRIVE (WAC014) IN THE AMOUNT OF \$207,830.61; AND AUTHORIZING THE CITY ENGINEER TO APPROVE CHANGE ORDERS NOT-TO-EXCEED \$31,312.98 (CEQA EXEMPT)

WHEREAS, the Teen Center Parking Lot Improvements Project (FM1903) (FM1903 Project) includes pavement markings to provide additional ADA and public parking spaces ; and

WHEREAS, the City approved the Project at the June 26, 2019 City Council meeting and awarded and constructed the 2019/2020 Citywide Curb Ramp Improvements Project (WAC014) - Phase 1 improvements in 2019; and

WHEREAS, the 2019/2020 Citywide Curb Ramp Improvements Project - Phase 2 Laguna Boulevard at Harbour Point Drive (WAC014) (WAC014 Project) includes improving pedestrian access at Harbour Point Drive and Laguna Boulevard intersection to persons using wheelchairs or other personal assistance devices by reconstructing curb ramps and upgrading pedestrian push buttons to an Accessible Pedestrian Pushbutton System that meets current ADA accessibility requirements; and

WHEREAS, Staff combined these two Projects for bidding purposes based on similarity of the type of work and anticipating receiving more favorable bid prices on the FM1903 Project due to economies of scale; and

WHEREAS, an invitation to bid for both projects was duly advertised on July 2, 2020 and published in the Citizen on July 3 and July 10, 2020, and bids were opened on July 23, 2020; and

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

WHEREAS, the Teen Center Parking Lot Improvements Project (FM1903) and 2019/2020 Citywide Curb Ramp Improvements Project - Phase 2 Laguna Boulevard at Harbour Point Drive (WAC014) both meet the definition of 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. As the Teen Center Parking Lot Improvements Project (FM1903) involves improvements to an existing parking lot and does not involve any expansion of use it, it qualifies for the identified exemption and no additional environmental review under CEQA is required; and

WHEREAS, the 2019/2020 Citywide Curb Ramp Improvements Project – Phase 2 Laguna Boulevard at Harbour Point Drive (WAC014) previously determined exempt under CEQA Categorical Exemption Class 15301(c) (Class 1: Existing Facilities) by City Council on June 26, 2019 and a Notice of Exemption was filed with the Sacramento County Clerk on July 26, 2019. As there are no changes to the Project which would require additional analysis, no further environmental review under CEQA is required; and

WHEREAS, while the 2019/2020 Citywide Curb Ramp Improvements Project - Phase 2 Laguna Boulevard at Harbour Point Drive (WAC014) is not utilizing Community Development Block Grant funding, administered through the Department of Housing and Urban Development (HUD), Phase I of the Project did utilize this funding. As the expenditure of federal funding constitutes a federal undertaking, the entire Project, which includes both the previously constructed Phase 1 and the current Phase 2, is subject to review under the National Environmental Policy Act (42 U.S.C. 4321 et seq., herein after NEPA); and

WHEREAS, the Project qualifies as a Categorical Exclusion and the Categorical Exclusion Checklist was approved by the City Manager on April 24, 2019. No further environmental review under NEPA is required; and

WHEREAS, the Projects are budgeted with funds in the approved Fiscal Year 2020-2021 Budget and included in the approved Fiscal Year 2020-2025 Capital Improvement Program.

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

- 1) Approves the Teen Center Parking Lot Improvements Project (FM1903); and
- 2) Authorizes the City Manager to execute a construction contract with FBD Vanguard Construction, Inc. for the Teen Center Parking Lot Improvements Project (FM1903) and 2019/2020 Citywide Curb Ramp Improvements Project - Phase 2 Laguna Boulevard at Harbour Point Drive (WAC014) in the amount of \$207,830.61 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 \$31,312.98; and

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 12th day of August 2020



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. 2020-179**

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 12, 2020 by the following vote:

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

NOES: COUNCILMEMBERS: *None*

ABSTAIN: COUNCILMEMBERS: *None*

ABSENT: COUNCILMEMBERS: *None*



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