

## **RESOLUTION NO. 2014-169**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROHNERT PARK INCREASING THE AUTHORITY OF THE CITY MANAGER TO EXECUTE CHANGE ORDERS TO FIFTEEN PERCENT (15%) OF THE ORIGINAL CONTRACT AMOUNT TO ALLOW FOR ADDITIONAL PAVING WORK ON ROHNERT PARK EXPRESSWAY (CITY PROJECT NO. 2004-08)**

**WHEREAS**, on May 27, 2014, the City Council adopted Resolution No. 2014-050 adopting the plans and specifications for the Rohnert Park Expressway Water Main Project No. 2004-08 and approved a resolution awarding the contract to Argonaut Constructors Inc., for an amount of \$1,462,535.00; and

**WHEREAS**, the City Manager is authorized to execute Contract Change Orders (CCOs) up to ten percent (10%) of the original contract amount on City Capital Improvement Projects; and

**WHEREAS**, as of October 28, 2014, the City Manager has authorized \$134,476.64 in CCOs, which represents 9.2% of the original contract amount; and

**WHEREAS**, staff expects that an additional \$70,000 is needed to allow Argonaut Constructors Inc. to complete paving on Rohnert Park Expressway, in the railroad right-of-way; and

**WHEREAS**, the paving will complement the work that the City plans to do with the Rohnert Park Expressway Rehabilitation Project (City Project No. 2013-01) beginning in the spring of 2015; and

**WHEREAS**, the Rohnert Park Expressway Rehabilitation Project includes a federal funding component that will prohibit work in the railroad right-of-way; and

**WHEREAS**, the Rohnert Park Expressway Water Main Project does not have the same funding restrictions and can efficiently accomplish the work in the railroad right-of-way, concurrent with repaving the water main trench; and

**WHEREAS**, the City Council determined that the Project is exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to the following authorities: Section 21080. 21 of Title 14 of the California Code of Regulation and section 15282( k) of the CEQA Guidelines for public right -of -way pipeline projects less than one mile in length because the Project involves construction of a water main approximately 4800 feet long entirely within the preexisting right of way of Rohnert Park Expressway. Construction of the water main requires trenching beneath and repaving Rohnert Park Expressway, therefore the change order for repavement of a portion of this right of way is within the scope of the exemption, and would also be exempt pursuant to section 15301 of the CEQA Guidelines for repair and maintenance to existing highways and streets, sidewalks, gutters bicycle and pedestrian trails and similar facilities.

**NOW, THEREFORE,** BE IT RESOLVED that the City Council of the City of Rohnert Park, does hereby find that the authorization of this change order is a minor modification of the prior approval of the Rohnert Park Expressway Water Main Project and is statutorily exempt from compliance with CEQA.

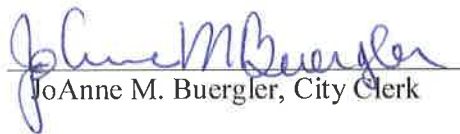
**BE IT FURTHER RESOLVED** that the City Council does hereby authorize the City Manager to execute Contract Change Orders up to fifteen (15%) of the original contract amount and other documents pertaining to the same for and on behalf of the City of Rohnert Park.

**DULY AND REGULARLY ADOPTED** this 25<sup>th</sup> day of November, 2014.

**CITY OF ROHNERT PARK**

  
Joseph T. Callinan, Mayor

**ATTEST:**

  
JoAnne M. Buerger, City Clerk



BELFORTE: Aye MACKENZIE: Aye STAFFORD: Aye AHANOTU: Aye CALLINAN: Aye  
AYES: ( 5 ) NOES: ( 0 ) ABSENT: ( 0 ) ABSTAIN: ( 0 )