

## **RESOLUTION NO. 2011-405**

Adopted by the Sacramento City Council

July 12, 2011

### **Sacramento City College to Curtis Park Village Pedestrian/Bicycle Overcrossing Project (T15065700) Supplemental Agreement No. 2**

#### **BACKGROUND**

- A. The City College Light Rail Station Pedestrian/Bicycle Crossing Project (T15065700) proposes to construct a new bicycle/pedestrian crossing that will extend from the Light Rail Transit (LRT) Station at Sacramento City College to the existing and proposed new neighborhoods east of the Union Pacific Railroad (UPRR) tracks.
- B. On July 12, 2011, the City Council conducted a public hearing, for which notice was given pursuant Sacramento City Code and received and considered evidence concerning the City College Light Rail Station Pedestrian/Bicycle Crossing Project (T15065700).
- C. Additional consultant services are required for the design of bicycle and pedestrian facilities on the western approach to the new bridge.
- D. Additional budget is required to fund consultant services and construction activities associated with the bicycle and pedestrian facilities on the western approach to the new bridge.

#### **BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:**

- Section 1. The FY11/12 Capital Improvement Program budget is amended by appropriating \$290,000 from the Proposition 1B fund balance (Fund 2028) to the City College Pedestrian/Bicycle Overcrossing Project (T15065700).
- Section 2. The City Manager is authorized to execute Supplemental Agreement No. 2 with Drake Haglan and Associates in the amount of \$158,300 to complete the project design, and revising the scope of work as per Exhibit B.
- Section 3. Supplemental Agreement No. 1 to City Agreement 2010-0789 with Drake Haglan and Associates is ratified and the City Manager's authority to issue supplemental agreements for City Agreement 2010-0789 is reset.
- Section 4. The City Council finds as follows:

- A. On January 7, 2010, pursuant to the California Environmental Quality Act (Public Resources Code §21000 et seq. ("CEQA"), the CEQA Guidelines (14 California Code of Regulations §15000 et seq.), and the City of Sacramento environmental guidelines, the City Council adopted a mitigated negative declaration (MND) and a mitigation monitoring program and approved the City College Light Rail Station Pedestrian/Bicycle Crossing Project (Project) (Resolution 2010-009).
- B. The City College Light Rail Station Pedestrian/Bicycle Crossing Project Modification, T15065700 (Project Modification) proposes to modify the previously approved Project as follows: 1) provide a new east/west pedestrian/bicycle path on the Sacramento City College Campus; 2) relocate SMUD facilities by raising the transmission lines and installing new pole(s); 3) changing the anticipated construction start date; and 4) clarifying the height of the bridge fencing and the layout of the bridge structure.
- C. The initial study on the Project Modification determined that the proposed changes to the original Project did not require the preparation of a subsequent environmental impact report or negative declaration. An addendum to the previously adopted MND was then prepared to address the modification to the Project.

Section 5. The City Council has reviewed and considered the information contained in the previously adopted MND for the Project, the addendum, and all oral and documentary evidence received during the hearing on the Project Modification. The City Council had determined that the previously adopted MND and the addendum constitute an adequate, accurate, objective, and complete review of the proposed Project Modification and finds that no additional environmental review is required based on the reasons set forth below:

- A. No substantial changes are proposed by the Project Modification that will require major revisions of the previously adopted MND due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects;
- B. No substantial changes have occurred with respect to the circumstances under which the Project Modification will be undertaken which will require major revisions to the previously adopted MND due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects;
- C. No new information of substantial importance has been found that shows any of the following:
  - 1. The Project Modification will have one or more significant effects not discussed in the previously adopted MND;
  - 2. Significant effects previously examined will be substantially more severe than shown in the previously adopted MND;

3. Mitigation measures previously found to be infeasible would in fact be feasible and would substantially reduce one or more significant effects of the Project Modification; or
4. Mitigation measures which are considerably different from those analyzed in the previously adopted MND would substantially reduce one or more significant effects on the environment.

Section 6. Based on its review of the previously adopted MND for the Project, the addendum, and all oral and documentary evidence received during the hearing on the Project Modification, the City Council finds that the MND and addendum reflect the City Council's independent judgment and analysis and adopts the MND and the addendum for the Project Modification and readopts the findings of fact in support of the MND.

Section 7. The mitigation monitoring and reporting program for the Project is adopted for the Project Modification, and the mitigation measures shall be implemented and monitored as set forth in the program, based on the following findings of fact:

1. The mitigation monitoring and reporting program has been adopted and implemented as part of the Project;
2. The addendum to the MND does not include any new mitigation measures, and has not eliminated or modified any of the mitigation measures included in the mitigation monitoring program;
3. The mitigation monitoring plan meets the requirements of CEQA section 21081.6 and CEQA Guidelines section 15074.

Section 8. Upon approval of the Project, the City's Environmental Planning Services shall file or cause to be filed a Notice of Determination with the Sacramento County Clerk and, if the project requires a discretionary approval from any state agency, with the State Office of Planning and Research, pursuant to section 21152(a) of the Public Resources Code and the State EIR Guidelines adopted pursuant thereto.

Section 9. Pursuant to Guidelines section 15091(e), the documents and other materials that constitute the record of proceedings upon which the City Council has based its decision are located in and may be obtained from, the Office of the City Clerk at 915 I Street, Sacramento, California. The City Clerk is the custodian of records for all matters before the City Council.

Section 10. Exhibits A, B, C and D are attached and are part of this Resolution.

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Exhibit A: Location Map

Exhibit B: Revised Scope of Consultant Services

Exhibit C: Mitigation Monitoring and Reporting Program

Exhibit D: Addendum to approved Mitigated Negative Declaration

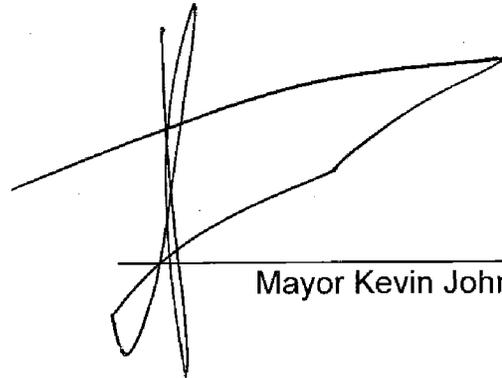
Adopted by the City of Sacramento City Council on July 12, 2011 by the following vote:

Ayes: Councilmembers Ashby, Cohn, D Fong, R Fong, McCarty, Pannell, Schenirer, Sheedy, and Mayor Johnson.

Noes: None.

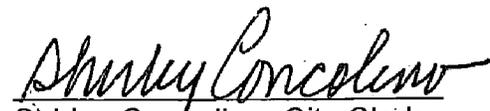
Abstain: None.

Absent: None.

A handwritten signature in black ink, consisting of several overlapping loops and a long horizontal stroke extending to the right.

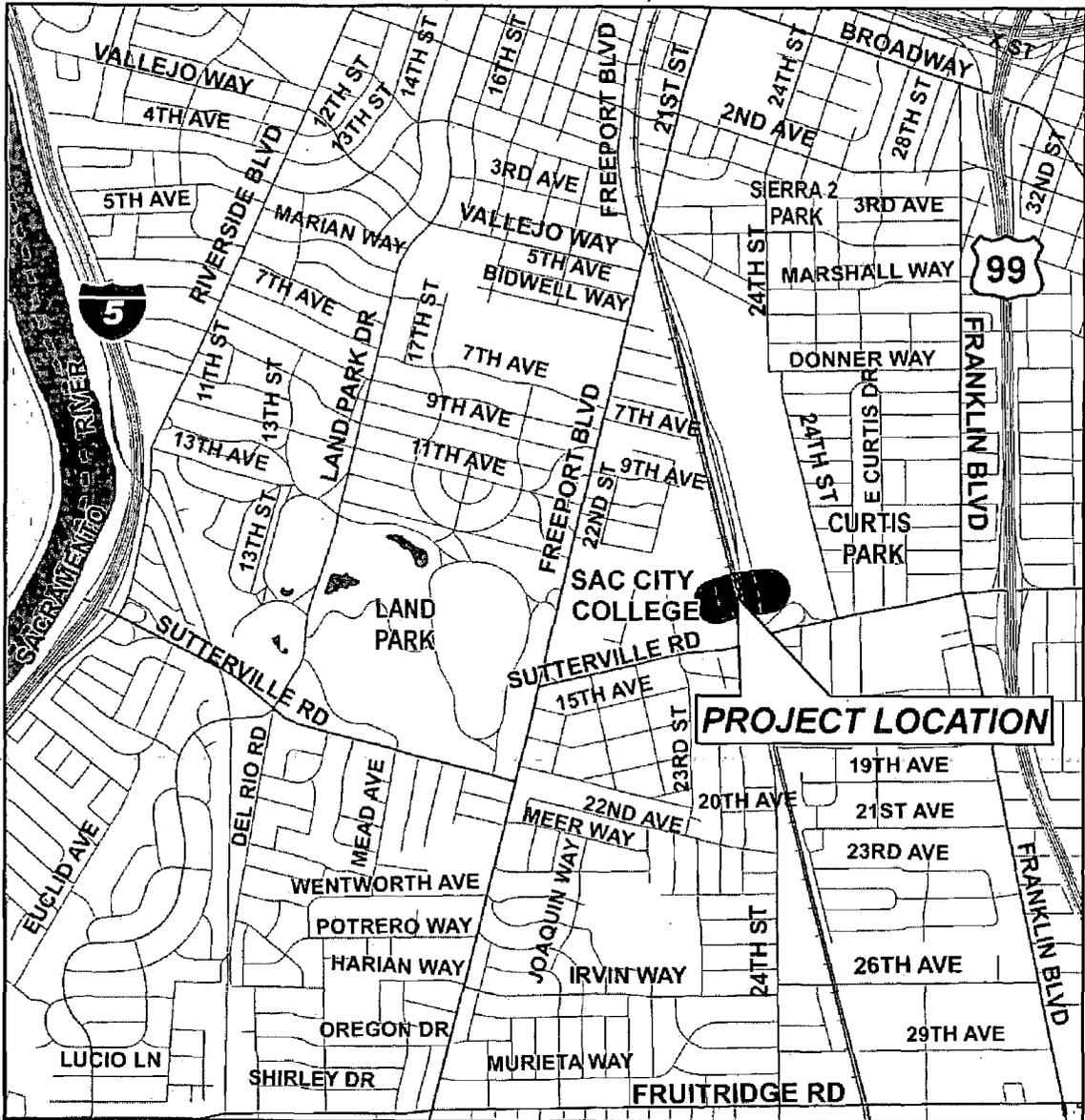
Mayor Kevin Johnson

Attest:

  
Shirley Concolino, City Clerk

# EXHIBIT A

## Location Map for City College Light Rail Station Pedestrian/Bicycle Crossing Project (T15065700)



Department of  
**TRANSPORTATION**  
City of Sacramento

Map Contact: S. Tobin  
Map Date: NOV.09

0 500 1,000 2,000 3,000  
Feet



## **Sacramento City College LRT Station Pedestrian/Bicycle Overcrossing Project Mitigation Monitoring and Reporting Program**

In January 1989, Assembly Bill 3180 went into effect requiring the City to monitor all mitigation measures applicable to this project and included in the Mitigated Negative Declaration. For this project, mitigation reporting will be performed by the City of Sacramento Department of Transportation in accordance with the monitoring and reporting program developed by the City to implement AB 3180.

This Mitigation Monitoring and Reporting Program is being prepared for the Community Development Department, Environmental Planning Services, 300 Richards Boulevard, 3<sup>rd</sup> Floor, Sacramento, CA 95811, pursuant to the California Environmental Quality Guidelines, Section 21081.

**Project Number:** T15065700

**Project Name:** Sacramento City College LRT Station Pedestrian/Bicycle Overcrossing Project

**Project Location:** The project is located in the City and County of Sacramento, just north of Sutterville Road between Freeport Boulevard to the west and 24th Street to the east. State Route 99 (SR 99) is located approximately 0.75 mile to the east and Interstate 5 (I-5) is located approximately 1 mile to the west. Within the project area is the Sacramento City College main campus. East and adjacent to the main college campus is a light rail (LRT) station and Union Pacific Railroad (UPRR) tracks, which run in a north-south direction west of 24th Street, and a maintenance yard. Further east of the project area lies a fallow, undeveloped piece of land, which is planned as a mixed-use infill development.

**Project Description:** The objective of this project is to improve safety conditions across both the LRT and UPRR tracks adjacent to Sacramento City College and to reduce hazardous conditions along the Sutterville Road overhead. The proposed project includes construction of an overcrossing with ADA compliant ramps on both ends that extends from the lawn area of Sacramento City College, past the parking garage, then over the LRT tracks, UPRR main tracks and maintenance yard to the proposed Curtis Park Village development.

**MITIGATION MONITORING AND REPORTING PROGRAM CHECKLIST FOR THE  
 SACRAMENTO CITY COLLEGE LRT STATION PEDESTRIAN/BICYCLE  
 OVERCROSSING PROJECT**

Mitigation Measure	Reporting Milestone	Reporting / Responsible Party	VERIFICATION OF COMPLIANCE	
			Initials	Date
<b>3.1 AESTHETICS</b>				
3.1.1. Wherever feasible, construction materials and debris should be stored away from highly visible areas, which shall include, but not be limited to, the highly-traveled Sacramento City College campus facilities, such as Hughes Stadium.	Throughout project construction –  Mitigation measures shall be included in all construction documents for implementation during construction.	City of Sacramento Department of Transportation  and  Contractor		
3.1.2. Construction lighting should be faced downward and away from traffic lanes and areas where lighting could disturb passing drivers and/or pedestrians.	Throughout project construction –  Mitigation measures shall be included in all construction documents for implementation during construction.	City of Sacramento Department of Transportation  and  Contractor		
3.1.3. Design features should be incorporated, where feasible, to soften the visual appearance of the overcrossing structure and to blend into the surrounding visual setting. This may be accomplished using landscaping techniques and aesthetic treatments on the hardscape elements of the project. Where feasible, the following options should be studied and implemented:	During Final Design.	City of Sacramento Department of Transportation		

<ul style="list-style-type: none"> <li>• Incorporating planting as a component of project design; and</li> <li>• Using stamped concrete or other aesthetics treatments on hard structures.</li> </ul> <p>3.1.4. The railing, fencing, and lighting design for the project should be chosen to incorporate features that are consistent with City policies and that meet the desired visual character of the area.</p> <p>3.1.5. Lighting poles and signs should be designed to minimize reflection to the extent feasible. All surfaces should be painted with an anti-reflective coating or otherwise treated to reduce light reflection.</p>	<p>During Final Design.</p> <p>During Final Design.</p>	<p>City of Sacramento Department of Transportation</p> <p>City of Sacramento Department of Transportation</p>		
<p><b>3.5 CULTURAL RESOURCES</b></p> <p>3.5.1. Should a previously unidentified or unanticipated archaeological or paleontological resource or feature be discovered during project construction, the City shall be notified immediately and all construction in the vicinity must stop until a qualified archaeologist that meets the Secretary of the Interior's Professional Qualifications Standards in prehistoric or historical archaeology or a paleontologist evaluates the finds and recommends appropriate action, as defined in CEQA Guidelines §15064.5(f).</p>	<p>Throughout groundbreaking activities and project construction –</p> <p>Mitigation measures shall be included in all construction documents for implementation during construction.</p>	<p>City of Sacramento Department of Transportation</p> <p>and Contractor</p>		
<p><b>3.7 HAZARDS AND HAZARDOUS MATERIALS</b></p> <p>3.7.1. Prior to the start of construction, the construction contractor shall designate staging areas where fueling and oil-changing activities will take place. The staging area(s) shall be reviewed and approved by the City of Sacramento Resident Engineer for the project and the Storm Water Pollution and Prevention Manager prior to the start of construction. No fueling and oil-changing activities shall be permitted outside the designated staging</p>	<p>Prior to start of construction and during project construction –</p> <p>Mitigation</p>	<p>City of Sacramento Department of Transportation</p> <p>and</p>		

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<p>areas. The staging areas, as much as practicable, shall be located on level terrain and away from sensitive land uses such as residences, day care facilities, and schools. The proposed staging areas shall be identified in the Storm Water Pollution Prevention Plan (SWPPP).</p>	<p>measures shall be included in all construction documents for implementation during construction.</p>	<p>Contractor</p>		
<p>3.7.2. Prior to the start of construction, the depth and location of gas pipelines shall be determined and mapped by the appropriate agency and provided to the City to ensure that project construction activities would not disrupt or damage the natural gas pipelines.</p>	<p>Prior to start of construction –  Mitigation measures shall be included in all construction documents for implementation during construction.</p>	<p>City of Sacramento Department of Transportation  and Contractor</p>		
<p>3.7.3. Should pole removal or relocation be necessary for the project, the City shall obtain, from the utility owner, data warranting that these transformers are free of PCB contaminated oil. If transformers contain PCBs, they shall be handled and disposed of in accordance with applicable hazardous materials regulations.</p>	<p>Prior to start of construction –  Mitigation measures shall be included in all construction documents for implementation during construction.</p>	<p>City of Sacramento Department of Transportation  and Contractor</p>		
<p>3.7.4. For any areas of construction proposed within the Active Union Pacific Yard, a site-specific surface and subsurface investigation for Constituents of Concern shall be completed prior to the start of construction. Investigation, construction, and remediation activities shall be conducted pursuant to DTSC protocols, including DTSC review and concurrence with comprehensive workplans, soil management plans, and health and safety plans. Any reports generated from the investigations shall be submitted to DTSC.</p>	<p>Prior to start of construction.</p>	<p>City of Sacramento Department of Transportation And Department of</p>		



Sacramento City College LRT Station Pedestrian/Bicycle Overcrossing Project  
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<p>3.11.2. Construction equipment shall be equipped with mufflers, in accordance with manufacturers' specifications. Additionally, equipment staging areas shall be located at the furthest distance possible from nearby residential land uses.</p>	<p>during construction.</p> <p>During all construction phases of the project –</p> <p>Mitigation measures shall be included in all construction documents for implementation during construction.</p>	<p>City of Sacramento                  Department of Transportation</p> <p>and</p> <p>Contractor</p>		
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