

**RESOLUTION NO. 2024-177**

**RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN BERNARDINO, CALIFORNIA, APPROVING TASK ORDER NUMBER 001 WITH RICK ENGINEERING COMPANY, INC., IN THE AMOUNT OF \$108,980.00 FOR DESIGN OF W HILL DRIVE NEAR ACACIA DRAINAGE IMPROVEMENTS (PROJECT); AND AUTHORIZING DESIGN CONTINGENCIES, PROJECT MANAGEMENT, AND ADMINISTRATIVE COSTS IN THE AMOUNT OF \$17,000; AND AUTHORIZING THE DIRECTOR OF FINANCE AND MANAGEMENT SERVICES TO AMEND THE FY 2024/25 CAPITAL IMPROVEMENT PLAN, AND RECORD A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$125,980 FROM THE STORM DRAIN UPGRADE PROJECT FOR THE W HILL DRIVE NEAR N ACACIA DRAINAGE IMPROVEMENTS PROJECT; AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY FOR THE TASK ORDER WITH RICK ENGINEERING COMPANY; AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXPEND THE CONTINGENCY FUND, IF NECESSARY, TO COMPLETE THE PROJECT.**

**WHEREAS**, the City of San Bernardino (“City”) desires to design storm water drainage improvements at Hill Drive near Acacia Avenue to address recurring flooding (the “Project”); and

**WHEREAS**, on November 16, 2022, the Mayor, and City Council awarded five-year On-Call Professional Services Agreements with various engineering firms.

**WHEREAS**, the City desires to utilize Rick Engineering Company to perform engineering work for the Project; and

**WHEREAS**, Rick Engineering Company is on the approved on-call engineering consultants list; and

**WHEREAS**, on June 26, 2024 Mayor and City Council adopted Resolution No. 2024-142 approving and adopting the City of San Bernardino’s Operating Budget and Capital Improvement Plan for Fiscal Years 2024/25 and 2025/26.

**BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN BERNARDINO AS FOLLOWS:**

**SECTION 1.** The above recitals are true and correct and are incorporated herein by this reference.

**SECTION 2.** The Mayor and City Council hereby authorize the City Manager to approve Task Order Number 001 with Consultants Rick Engineering Company, Inc. in the amount of \$108,980 for 19th Street / Massachusetts Drainage improvements. (Project); and

**SECTION 3.** The Mayor and City Council hereby authorize the project design contingencies, project management, and administrative costs in the total amount of \$17,000 for design of the Project; and

**SECTION 4.** The Mayor and City Council hereby authorize the Director of Finance and Management Services to amend the FY 2024/25 Capital Improvement Plan, and record a supplemental appropriation in the amount of \$125,980 from the Storm Drain Upgrades project for the Hill Drive Drainage Improvements near Acacia Avenue project; and

**SECTION 5.** The Mayor and City Council hereby authorize the City Manager or designee to execute all documents necessary for the Task Order with Rick Engineering Group, Inc.; and

**SECTION 6.** The Mayor and City Council hereby authorize the City Manager or designee to expend the contingency fund, if necessary, to complete the project.

**SECTION 7.** The Mayor and City Council finds this Resolution is not subject to the California Environmental Quality Act (CEQA) in that the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty, as in this case, that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

**SECTION 8.** Severability. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications, and to this end the provisions of this Resolution are declared to be severable.

**SECTION 9.** Effective Date. This Resolution shall become effective immediately.

**APPROVED** and **ADOPTED** by the City Council and signed by the Mayor and attested by the City Clerk this 7<sup>th</sup> day of August 2024.

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Helen Tran, Mayor  
City of San Bernardino

Attest:

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Genoveva Rocha, CMC, City Clerk

Approved as to form:

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Sonia Carvalho, City Attorney

CERTIFICATION

STATE OF CALIFORNIA )  
COUNTY OF SAN BERNARDINO) ss  
CITY OF SAN BERNARDINO )

I, Genoveva Rocha, CMC, City Clerk, hereby certify that the attached is a true copy of Resolution No. 2024-177, adopted at a regular meeting held on the 7<sup>th</sup> day of August 2024 by the following vote:

<u>Council Members:</u>	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
SANCHEZ	_____	_____	_____	_____
IBARRA	_____	_____	_____	_____
FIGUEROA	_____	_____	_____	_____
SHORETT	_____	_____	_____	_____
REYNOSO	_____	_____	_____	_____
CALVIN	_____	_____	_____	_____
ALEXANDER	_____	_____	_____	_____

WITNESS my hand and official seal of the City of San Bernardino this \_\_\_\_ day of \_\_\_\_\_ 2024.

\_\_\_\_\_  
Genoveva Rocha, CMC, City Clerk