

RESOLUTION NO. 2024-154

RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN BERNARDINO, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT NO. 3 TO COOPERATIVE AGREEMENT NO. 19-1002205 WITH THE SAN BERNARDINO COUNTY TRANSPORTATION AUTHORITY (SBCTA) FOR THE INTERSTATE 215/UNIVERSITY PARKWAY INTERCHANGE PROJECT (SS04-019); AND AUTHORIZING THE AGENCY DIRECTOR OF FINANCE AND MANAGEMENT SERVICES TO AMEND THE INTERSTATE 215/UNIVERSITY PARKWAY INTERCHANGE PROJECT BUDGET IN THE AMOUNT OF \$403,743 THROUGH THE MEASURE I (129) FUND BALANCE.

WHEREAS, the I-215/University Parkway Project received bids for construction on June 12, 2024, and SBCTA received three bids for the construction of the interchange; and

WHEREAS, the three bids received on June 12, 2024, for the construction of the project came in above the engineer's estimate, resulting in the need for Amendment No. 3 to the Cooperative Agreement No. 19-1002205

WHEREAS, the City is requesting \$403,743 from Measure I (129) for Amendment No. 3 to the Cooperative Agreement No. 19-1002205 to continue the progress of the project and allow the award of the construction contract.

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 execute Amendment No. 3 to Cooperative Agreement No. 19-1002205 with the San Bernardino County Transportation Authority (SBCTA) for the Interstate 215/University Parkway Interchange Project (SS04-019); and

SECTION 3. The Mayor and City Council authorize the Agency Director of Finance and Management Services to amend the Interstate 215/University Parkway Interchange Project budget in the amount of \$403,743 through the Measure I (129) Fund Balance.

SECTION 4. The 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 5. 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 6. 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 17th day of July 2024.

Helen Tran, Mayor
City of San Bernardino

Attest:

Genoveva Rocha, CMC, City Clerk

Approved as to form:

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. 2024-154, adopted at a regular meeting held on the 17th day of July 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