

RESOLUTION NO. 2020-064

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE DISPENSING WITH THE COMPETITIVE PROPOSAL PROCESS PURSUANT TO ELK GROVE MUNICIPAL CODE SECTION 3.42.188(B)(3) AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE COUNTY OF SACRAMENTO FOR THE CITY'S PROPORTIONATE SHARE OF HAZARDOUS MATERIALS EMERGENCY RESPONSE SERVICES FOR FISCAL YEARS 2018-2019 THROUGH 2020-2021 IN AN AMOUNT NOT TO EXCEED \$328,441.68, WITH THE OPTION TO EXTEND THE TERM OF THE AGREEMENT FOR UP TO TWO ADDITIONAL ONE-YEAR PERIODS IN AN AMOUNT NOT TO EXCEED \$235,711.64; WITH A TOTAL FIVE-YEAR COST IN AN AMOUNT NOT TO EXCEED \$564,153.32

WHEREAS, the City of Elk Grove does not have the ability to perform Level II and Level III hazardous materials response; and

WHEREAS, the County of Sacramento has requested the City of Elk Grove pay its proportionate share of costs related to hazardous materials response services within the incorporated limits of Elk Grove; and

WHEREAS, the County of Sacramento has separate agreements directly with the City of Sacramento Fire Department and the Sacramento Metropolitan Fire District for these services; and

WHEREAS, the term of the City's prior agreement with the County of Sacramento for these hazardous materials response services expired on June 30, 2018; and

WHEREAS, the County of Sacramento, through the City of Sacramento Fire Department and the Sacramento Metropolitan Fire District, has been providing the City with hazardous materials response services since July 1, 2018 without a formal agreement; and

WHEREAS, the City Council finds it appropriate to enter into an agreement for services provided and to be provided by the County of Sacramento, through the City of Sacramento Fire Department and the Sacramento Metropolitan Fire District from July 1, 2018 through June 30, 2021, with optional extensions, and to pay for such services that have been provided to the City in good faith; and

WHEREAS, for the reasons presented, it is not in the best interest of the City to conduct formal competitive bidding for hazardous materials emergency response services.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby determines that formal competitive bidding is not in the best interest of the City and hereby dispenses with the formal bid requirements pursuant to Elk Grove Municipal Code Section 3.42.188(B)(3); and

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute an agreement with the County of Sacramento, in substantially the form presented, for hazardous materials response services in an amount not to exceed \$328,441.68 with the option to extend the term of the agreement for up to two additional one-year periods in the amount of \$235,711.64; all for a total five-year cost of the agreement not to exceed \$564,153.32.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 25th day of March 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. 2020-064

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 March 25, 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