

RESOLUTION NO. 2020-287

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE AUTHORIZING THE CITY MANAGER TO EXECUTE A SHORT-TERM USE AGREEMENT WITH THE COUNTY OF SACRAMENTO FOR USE OF THE CITY- OWNED FACILITY AT 9362 STUDIO COURT FOR COVID-19 TESTING OPERATIONS (CEQA EXEMPT)

WHEREAS, in response to the novel coronavirus (COVID-19) pandemic, the State of California – Department of Public Health (State) has entered into an Agreement with Logistic Health, Inc. (OptumServe) to provide health services and expertise to counties to fight against COVID-19; and

WHEREAS, widespread testing for COVID-19 is a key factor in lifting the State mandated stay-at-home orders; however, the City of Elk Grove (City) and County of Sacramento (County) have a limited number of COVID-19 testing sites; and

WHEREAS, the City and County have been working together to find locations for more COVID-19 testing sites, and the County has been working with OptumServe to conduct widespread testing throughout Sacramento County; and

WHEREAS, a City-owned facility located at 9362 Studio Court, also identified as Sacramento County Assessor Parcel Number (APN) 116-0860-026 (City-owned Facility), is currently vacant while the City plans and prepares to make improvements to the 8,923 square-foot building; and

WHEREAS, the proposed agreement between the County and City allows OptumServe, as the County's subcontractor, to conduct testing and sample collection by appointment only through March 31, 2021, with the option of two thirty-day extensions; and

WHEREAS, this agreement is proposed pursuant to California Health and Safety Code Sections 101040, 101085, and 120175, the County's State of Local Emergency Proclamation and the Declaration of Local Health Emergency, in response to the COVID-19 pandemic and necessary for the preservation of public health and safety; and

WHEREAS, the project is a project under California Environmental Quality Act (Section 21000 *et seq.* of the Public Resources Code, hereinafter referred to as CEQA) which requires that cities consider the environmental consequences of their actions before approving a project; and

WHEREAS, Section 15301 (Existing Facilities) of the CEQA Guidelines (Chapter 3 of Division 6 of Title 14 of the California Code of Regulations) provides an exemption from CEQA for projects characterized as the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving no negligible or no expansion of use beyond that existing at the time of the lead agency's determination.

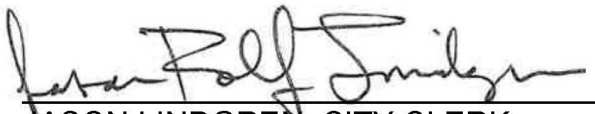
NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove finds the proposed use agreement exempt from CEQA pursuant to the above referenced CEQA exemption, and hereby authorizes the City Manager to execute a short-term use agreement with the County of Sacramento, in substantially the form presented, for use of the City-owned facility at 9362 Studio Court for COVID-19 testing operations, and further authorizes the City Manager to execute all associated documents necessary to complete the short-term use agreement of the property, including, without limitation, discretion to approve the two optional thirty-day extensions.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 9th day of December 2020

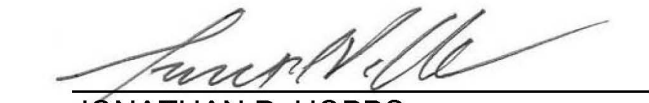


BOBBIE SINGH-ALLEN, MAYOR of the
CITY OF ELK GROVE

ATTEST:


JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:


JONATHAN P. HOBBS,
CITY ATTORNEY

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2020-287

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 December 9, 2020 by the following vote:

AYES: **COUNCILMEMBERS:** *Singh-Allen, Nguyen, Hume, Spease, and Suen*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN: **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *None*



Jason Lindgren, City Clerk
City of Elk Grove, California