

RESOLUTION NO. 2019-214

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE APPROVING THREE MEMORANDUMS OF UNDERSTANDING WITH THE COSUMNES COMMUNITY SERVICES DISTRICT CONCERNING THE DEVELOPMENT OF PARK AND RECREATION FACILITIES, LANDSCAPE TRAILS AND PARK MAINTENANCE, AND SPECIAL EVENTS (CEQA EXEMPT)

WHEREAS, on August 15, 2017, the City of Elk Grove (“City”) and the Cosumnes Community Services District (“CCSD”) entered into a Memorandum of Understanding related to Development of Park and Recreation Facilities which expired by its own terms on April 15, 2019; and

WHEREAS, the City and the CCSD continue to work cooperatively and largely operating consistently with the previous in effect MOU and again wish to memorialize their relationship with respect to the development of park and recreation facilities through a new Memorandum of Understanding (“Park and Recreation MOU”); and

WHEREAS, on February 3, 2010 and June 22, 2011, the City and CSD entered into separate agreement regarding landscaping and trails maintenance. The City and the CCSD have prepared a revised agreement to replace in full the existing agreement (“Landscape Trails and Park Maintenance MOU”); and

WHEREAS, the City and the CCSD have not previously entered into a separate MOU for special events but have previously had mentions of special events in prior different subject matter grant agreements and memorandums of understanding; and

WHEREAS, the City and the CCSD desire to enter into a memorandum of understanding regarding the holding of special events (“MOU Special Events”) at facilities owned and/or operated by either the City or the CCSD; and

WHEREAS, the approval of the MOUs does not constitute the approval of any project under the California Environmental Quality Act (“CEQA”), and therefore, the approvals are exempt from environmental review under CEQA). (CEQA Guidelines §§ 15060(c),(2)(3); 15061(b)(3); 15378.).

NOW, THEREFORE, BE IT RESOLVED that the City Council of Elk Grove (Council) hereby approves the Park and Recreation MOU with the CCSD concerning the development of park and recreation facilities, authorizes the City Manager to execute the MOU in substantially the form presented with the accompanying staff report, and authorizes the Public Works Director to enter into task orders for the expending of funds on new park facilities so long as such authority has been previously budgeted by the Council.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the City Council hereby approves the Landscape Trails and Park Maintenance MOU with the CCSD concerning the development of park and recreation facilities and replaces in full the original Agreements for landscaping and trails maintenance dated February 3, 2010 and June 22, 2011, including any amendments thereto and authorizes the City Manager to execute the Landscape Trails and Park Maintenance MOU in substantially the form

presented with the accompanying staff report, and authorizes the Public Works Director to make amendments related to staffing, equipment, and adjustment of overhead expenses including consumer price index increases as stated under the terms of the Landscape Trails and Park Maintenance MOU so long as such authority has been previously budgeted by the Council.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the City Council of Elk Grove hereby approves the Special Events MOU with the CCSD, authorizes the City Manager to execute the Special Events MOU in substantially the form presented with the accompanying staff report, and authorizes the City Manager or designee to execute separate joint use agreements, if he or she so chooses for any given event and the ability to offer funding for such an event so long as such authority has been previously budgeted by the Council.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 25th day of September 2019



STEVE LY, MAYOR of the
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



JENNIFER ALVES,
ASSISTANT CITY ATTORNEY

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2019-214

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)

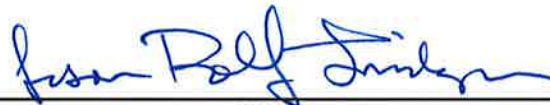
I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on September 25, 2019 by the following vote:

AYES: **COUNCILMEMBERS:** *Ly, Hume, Detrick, Suen*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN: **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *Nguyen*



Jason Lindgren, City Clerk
City of Elk Grove, California