

**RESOLUTION NO. 2020-141**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE  
DISPENSING WITH COMPETITIVE PROPOSALS AND AUTHORIZING THE CITY  
MANAGER TO EXECUTE AN AGREEMENT WITH SACRAMENTO COUNTY  
ENVIRONMENTAL MANAGEMENT DEPARTMENT (EMD) FOR MANDATED  
REGULATORY STORMWATER COMPLIANCE INSPECTIONS REQUIRED BY THE  
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES)  
STORMWATER PERMIT**

**WHEREAS**, the City of Elk Grove (City), along with other permittee agencies, has been issued a NPDES Stormwater Permit (Permit); and

**WHEREAS**, one of the Permit requirements is to track, inspect, and ensure compliance with stormwater ordinances at commercial and industrial facilities; and

**WHEREAS**, the Sacramento County Environmental Management Department (“EMD”) as both the state-designated Certified Unified Program Agency (“CUPA”) and Environmental Health Agency for Sacramento County, has tracked, conducted inspections and otherwise regulated the majority of the commercial and industrial facilities within the City that are subject to compliance with the Stormwater Ordinance; and

**WHEREAS**, the cost for the inspection program is fully funded from fees assessed to the regulated businesses by EMD; and

**WHEREAS**, utilizing EMD to fulfill the commercial/industrial inspection program requirements results in greater program efficiency, reduced program costs, reduced impacts to the regulated business community; and

**WHEREAS**, EMD has been providing these services to the City since 2004; and

**WHEREAS**, the prior agreement will expire on June 30, 2020; and

**WHEREAS**, it is necessary to enter into an agreement for services provided by EMD for the period of July 1, 2020 through June 30, 2025.

**WHEREAS**, for the reasons presented, it is not in the best interest of the City to conduct formal competitive proposals for the mandated regulatory stormwater compliance inspection services.

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council of the City of Elk Grove dispenses with the competitive proposal process pursuant to Elk Grove Municipal Code section 3.42.188(B)(3) and authorizes the City Manager to execute an agreement with the Sacramento County Environmental Management Department, in substantially the form presented, to provide inspection services mandated by the NPDES Stormwater Permit for the period of July 1, 2020 through June 30, 2025.

**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 24<sup>th</sup> day of June 2020



\_\_\_\_\_  
STEVE LY, MAYOR of the  
CITY OF ELK GROVE

ATTEST:



\_\_\_\_\_  
JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



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JONATHAN P. HOBBS,  
CITY ATTORNEY

**CERTIFICATION  
ELK GROVE CITY COUNCIL RESOLUTION NO. 2020-141**

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

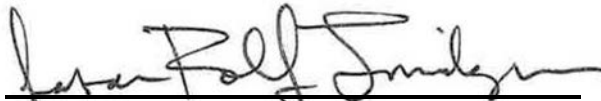
***I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on June 24, 2020 by the following vote:***

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

**NOES:           COUNCILMEMBERS:     *None***

**ABSTAIN:       COUNCILMEMBERS:     *None***

**ABSENT:        COUNCILMEMBERS:     *Nguyen***



***Jason Lindgren, City Clerk  
City of Elk Grove, California***