

RESOLUTION NO. 2023-214

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE DISPENSING WITH THE FORMAL REQUEST FOR PROPOSAL PROCEDURES PURSUANT TO ELK GROVE MUNICIPAL CODE SECTION 3.42.140(B)(3) AND AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENT NO. 1 TO THE CONTRACT WITH ELLIS INVESTIGATIONS LAW CORPORATION FOR EMPLOYMENT INVESTIGATION SERVICES TO EXTEND THE TERM FOR TWO YEARS AND REVISE THE HOURLY BILLING RATES, AND AUTHORIZING THE CITY MANAGER TO APPROVE REASONABLE HOURLY RATE INCREASES FOR PROFESSIONAL SERVICES UNDER THIS CONTRACT, ALL AS DETERMINED IN THE CITY MANAGER'S DISCRETION NO MORE THAN ONCE PER FISCAL YEAR DURING THE TERM OF THIS CONTRACT, OR ANY EXTENSION THEREOF

WHEREAS, the City Council recognizes the periodic need to utilize employment investigation services; and

WHEREAS, utilizing an outside firm or individual consultant can minimize both the perception of bias and the risk of actual or perceived conflict of interest on the part of an internal investigator; and

WHEREAS, the City has been satisfied with the services provided by Ellis Investigations Law Services over the past prior contract terms; and

WHEREAS, the City desires to continue to work with this firm; and

WHEREAS, the proposed contract amendment with the revision to the hourly billing rates for professional services would generally be subject to competitive proposals. However, EGMC 3.42.140(B)(3) allows the City Council to dispense with the competitive proposal process where the City Council finds that pursuit of such a process is not in the best interest of the City; and

WHEREAS, for the reasons presented in the staff report, pursuing a further competitive proposal process is not in the best interest of the City.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby dispenses with the formal request for proposal procedures pursuant to Elk Grove Municipal Code Section 3.42.140(B)(3), and authorizes the City Manager to execute Amendment No. 1 to the contract with Ellis Investigations Law Corporation for employment investigation services, in substantially the form presented, extending the contract term by two years through September 30, 2025, and revising the hourly billing rates;

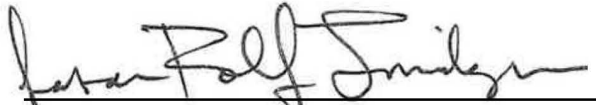
AND BE IT FURTHER RESOLVED that the City Council of the City of Elk Grove hereby authorizes the City Manager to approve reasonable hourly rate increases for professional services under this contract, all as determined in the City Manager's discretion, no more than once per fiscal year during the term of this Contract, or any extension thereof.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 13th day of September 2023



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. 2023-214

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 13, 2023 by the following vote:

AYES: **COUNCILMEMBERS:** *Singh-Allen, Spease, Brewer, Robles, Suen*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN: **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *None*



Jason Lindgren, City Clerk
City of Elk Grove, California