

RESOLUTION NO. 2024-007

**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 CHAPTER 3.42.140(B)(3) AND
AUTHORIZING THE CITY MANAGER TO EXECUTE THE THIRD AMENDMENT
TO THE AGREEMENT WITH CALIFORNIA HEARING OFFICERS, LLP FOR
ADMINISTRATIVE APPEAL HEARINGS, EXTENDING THE TERM OF THE
AGREEMENT AND MODIFYING PRICING THROUGH SEPTEMBER 30, 2027**

WHEREAS, administrative appeal hearings are provided for by Elk Grove Municipal Code (EGMC) Chapter 1.11 as the sole means of quasi-judicial administrative appeal from the issuance of any administrative citation pursuant to EGMC Chapter 1.12 or any notice and order pursuant to EGMC Chapter 16.18, and from any final decision or ruling resulting from a department-level review or appeal, including decisions of the City Manager and their designee(s), except as otherwise expressly provided by law or the Elk Grove Municipal Code; and

WHEREAS, administrative appeal hearings are to be conducted by unbiased impartial appeal hearing officers; and

WHEREAS, the City of Elk Grove (City) entered into an agreement in October 2018 with California Hearing Officers, LLP (CHO) for administrative appeal hearing services and has been satisfied with the service provided; and

WHEREAS, CHO has requested to be compensated for rescheduled and cancellations for hearings, which the City finds to be a reasonable request; and

WHEREAS, the term of the agreement is extended to allow CHO to continue to provide services through September 30, 2027, with a corresponding price increase for the extended term; and

WHEREAS, pursuant to Elk Grove Municipal Code Section 3.42.140(B)(3), the City Council may dispense with the formal request for proposals procedure when, in the judgment of the City Council, compliance with the procedure is not in the best interest of the City and for the reasons presented, a formal Request for Proposal procedure for this service 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 finds that a formal request for proposals process is not in the best interest of the City and dispenses with the formal request for proposals procedure pursuant to Elk Grove Municipal Code Section 3.42.140(B)(3), and authorizes the City Manager to execute the Third Amendment to the agreement with California Hearing Officers, LLP, for administrative appeal hearings, in substantially the form presented, modifying pricing and extending the term of the agreement through September 30, 2027.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 10th day of January 2024




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. 2024-007

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 January 10, 2024 by the following vote:

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

NOES: COUNCILMEMBERS: None

ABSTAIN: COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: None



Jason Lindgren, City Clerk
City of Elk Grove, California