

C-14

March 21, 2023

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Adopt a Resolution authorizing the City Manager or designee, to execute a contract, and any necessary documents including amendments with LCPtracker, Inc., of Orange, CA, for providing certified payroll reporting and labor compliance monitoring software, and as-needed support, on the same terms and conditions afforded through the General Services Administration (GSA) contract No.GS-35F-364BA, in an annual amount not to exceed \$55,000, until the GSA contract expires on May 7, 2024, with the option to renew as long as the GSA contract is in effect, at the discretion of the City Manager. (Citywide)

DISCUSSION

City Council approval is requested to enter into a contract with LCPtracker, Inc., (LCPtracker) for certified payroll reporting, labor compliance monitoring software, and support.

LCPtracker is an established vendor with the City of Long Beach (City) and is currently used as the central database and monitoring platform for all certified payroll records and other required prevailing wage and labor compliance documents for public work of improvement projects. The City actively monitors these projects and reports potential violations to the Department of Industrial Relations (DIR) as is required by the California Labor Code. LCPtracker is the storage database for all active and historical projects and is the main method of ensuring City and contractor compliance with the City's prevailing wage law obligations.

The Labor Compliance Division of the Financial Management Department researched procurement options for labor compliance monitoring software and discovered that there were limited open, fair, transparent, and competitive procurements with other agencies. The City reviewed cooperative agreement options and determined that the contract with GSA provided the best value to the City. Labor Compliance staff are anticipating a significant increase in public work of improvement projects, which will require labor compliance monitoring. City contractors, consultants, and department project managers are already familiar with LCPtracker and switching software would have a negative impact as it would require extensive training, requiring additional resources and time exceeding the current capacity of the Labor Compliance division. Additionally, Labor Compliance

staff are trained and certified in the LCPtracker software and are able to assist contractors and consultants without having to engage LCPtracker staff.

City Charter Section 1802 provides an alternative procurement method by permitting the City to purchase or otherwise obtain services, supplies, materials, equipment, and labor with other governmental agencies. This alternative procurement method can save time and reduce costs through economies of scale by purchasing under existing contracts from other government agencies on a voluntary and selective basis, when authorized by a Resolution adopted by the City Council.

This matter was reviewed by Deputy City Attorney Erin Weesner-McKinley on March 1, 2023, Purchasing Agent Michelle Wilson on February 27, 2023, and Revenue Management Officer Geraldine Alejo on March 3, 2023.

TIMING CONSIDERATIONS

City Council action is requested on March 21, 2023, to allow for uninterrupted continuation of labor compliance monitoring services.

FISCAL IMPACT

The total annual contract amount will not exceed \$55,000 and is appropriated in the General Fund Group in the Financial Management Department. This recommendation has no staffing impact beyond the normal budgeted scope of duties and is consistent with existing City Council priorities. There is no local job impact associated with this recommendation.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



KEVIN RIPER
DIRECTOR OF FINANCIAL MANAGEMENT

APPROVED:



THOMAS B. MODICA
CITY MANAGER

OFFICE OF THE CITY ATTORNEY
DAWN MCINTOSH, City Attorney
411 West Ocean Boulevard, 9th Floor
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RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE AN AGREEMENT WITH LCPTRACKER, INC. TO PURCHASE CERTIFIED PAYROLL REPORTING AND LABOR COMPLIANCE MONITORING SOFTWARE, AND AS-NEEDED SUPPORT, ON THE SAME TERMS AND CONDITIONS AFFORDED THROUGH THE GENERAL SERVICES ADMINISTRATION (GSA) CONTRACT, IN AN ANNUAL AMOUNT NOT TO EXCEED \$55,000, UNTIL THE GSA CONTRACT EXPIRES ON MAY 7, 2024, WITH THE OPTION TO RENEW FOR AS LONG AS THE GSA CONTRACT IS IN EFFECT, AT THE DISCRETION OF THE CITY MANAGER

WHEREAS, the Charter of the City of Long Beach, Section 1802, permits the City to purchase services, supplies, materials, equipment and labor with other government agencies by purchasing under their contracts on a voluntary and selective basis when authorized by resolution; and

WHEREAS, the City desires to purchase certified payroll reporting and labor compliance monitoring software, and as-needed support; and

WHEREAS, General Services Administration has a Contract for the purchase of these certified payroll reporting and labor compliance monitoring software, Contract No. GS-35F-364BA ("GSA"); and

WHEREAS, the City's participation in the GSA Contract will facilitate the City's ability to purchase as well as provide considerable cost benefits to the City; and

WHEREAS, if the City had to utilize a formal bid process rather than

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DAWN MCINTOSH, City Attorney
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1 participate in the GSA Contract considerably more funds would be required;

2 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
3 follows:

4 Section 1. The above recitals are true and correct and are incorporated
5 herein by this reference.

6 Section 2. The City Manager or designee is hereby authorized to enter an
7 agreement with LCPtracker, Inc. to purchase certified payroll reporting and labor
8 compliance monitoring software, and as-needed support, of the same type and kind
9 identified in the General Services Administration Contract except as modified by mutual
10 agreement of the City and LCPtracker, Inc., and the purchase by the City shall be on the
11 same terms and conditions afforded to General Services Administration in an amount not
12 to exceed Fifty-Five Thousand Dollars (\$55,000), until the General Services Administration
13 contract expires on May 7, 2024, with the option to renew for as long as the General
14 Services Administration contract is in effect, at the discretion of the City Manager.

15 Section 3. This resolution shall take effect immediately upon its adoption
16 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

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I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of _____, 2023 by the following vote:

Ayes: Councilmembers: _____

Noes: Councilmembers: _____

Absent: Councilmembers: _____

Recusal(s): Councilmembers: _____

City Clerk