

C-17

March 10, 2020

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 amendments, with PP-CA LP, dba Long Beach Animal Emergency, of Long Beach, CA, for providing emergency veterinary services, in an annual contract amount of \$250,000, with a 15 percent contingency of \$37,500, for a total annual contract amount not to exceed \$287,500, for a period of two years, with the option to renew for three additional one-year periods, at the discretion of the City Manager; and,

Increase Munis Contract No. 3183400013 with PP-CA LP by \$69,883, for a revised total contract amount not to exceed \$209,833. (Citywide)

DISCUSSION

City Council approval is requested to enter into a contract with PP-CA LP, dba Long Beach Animal Emergency (LBAE), for providing emergency after-hours veterinary services, in an annual amount not to exceed \$287,500, inclusive of a 15 percent contingency, and increase Munis Contract No. 3183400013 by \$69,883, for a total contract amount not to exceed \$209,833, for providing emergency after-hours veterinary services during Fiscal Year 2019 (FY 19).

Request for Proposals Nos. RFP PR17-064 and RFP PR17-092 were solicited in 2017 for emergency after-hours veterinary services; however, no responsive proposals were received. The Parks, Recreation and Marine Department (PRM) sought alternative procurement options, and identified a local business, LBAE, willing to provide emergency after-hour veterinary service at a discounted rate. Given the nature of 24-hour emergency services, LBAE's location within the City is critical to quickly and efficiently provide overnight emergency care for animals.

In FY 18, PRM established Blanket Purchase Order No. BPPR18000013 with LBAE for \$40,000, utilizing the City's procurement processes. In FY 19, the agreement was amended and Munis Contract No. 3183400013 with LBAE was executed for \$100,000 through September 30, 2019, for a total amount of \$140,000. Subsequently, PRM's Animal Care Services Bureau implemented the Compassion Saves model of saving all healthy and treatable dogs and cats. This change in policy increased the annual need for emergency after-hours veterinary services, which caused PRM to exceed its original purchasing authority with LBAE. The request to amend Munis Contract No. 3183400013 to pay for FY 19 services and establish a new contract with LBAE is necessary to ensure emergency after-hours veterinary services are available to support Compassion Saves.

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Section 1834 of the California Civil Code states, "A depository of living animals shall provide the animals with necessary and prompt veterinary care, nutrition and shelter, and treat them kindly. Any depository that fails to perform these duties may be liable for civil damages as provided by law." In order to maintain the level of care to support the Compassion Saves model and meet State regulatory requirements, PRM is requesting to continue utilizing LBAE for emergency after-hours veterinary services.

City Charter Section 1801 requires contracts for City purchases be awarded to the lowest responsible bidder after a competitive bid process, but allows for awards without a competitive bid process if accompanied by a Resolution adopted by City Council.

This matter was reviewed by Deputy City Attorney Arturo D. Sanchez on January 28, 2020, Purchasing Agent Tara Yeats on January 16, 2020, and by Revenue Management Officer Geraldine Alejo on January 23, 2020.

TIMING CONSIDERATIONS

City Council action to adopt a Resolution and increase the contract authority is requested on March 10, 2020, to ensure the contract is in place expeditiously.

FISCAL IMPACT


The recommendation increases the existing contract with LBAE by \$69,883, for a revised total contract amount not to exceed \$209,833. The contract increase will support services performed during the term ending September 30, 2019 and is budgeted in the General Fund Group in the Parks, Recreation and Marine Department.

The annual amount for the new contract with LBAE will not exceed \$287,500, inclusive of a 15 percent contingency, and is budgeted in the General Fund Group in the Parks, Recreation and Marine Department. This recommendation has no staffing impact beyond the normal budgeted scope of duties and is consistent with City Council priorities. This contract will provide continued support to our local economy by assisting in the preservation of employment for 27 employees residing in Long Beach.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,


STEPHEN P. SCOTT
INTERIM DIRECTOR OF PARKS,
RECREATION AND MARINE

APPROVED:


THOMAS B. MODICA
ACTING CITY MANAGER

ATTACHMENT

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RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT AND ANY AMENDMENTS THERETO WITH PP-CA LP, DBA LONG BEACH ANIMAL EMERGENCY, WITHOUT ADVERTISING FOR BIDS FOR EMERGENCY AFTER-HOURS VETERINARY SERVICES IN AN ANNUAL AMOUNT NOT TO EXCEED \$287,500

WHEREAS, Request for Proposals Nos. RFP PR17-064 and RFP PR17-092 were solicited in 2017 for emergency after-hours veterinary services; however, no responsive proposals were received; and

WHEREAS, the Parks, Recreation and Marine Department ("PRM") sought alternative procurement options, identified a local business, PP-CA LP dba Long Beach Animal Emergency ("LBAE"), willing to provide the critical service and at a discounted rate, and established a purchase order utilizing the City's procurement processes; and

WHEREAS, given the nature of 24-hour emergency services, LBAE's location within the City is critical to quickly and efficiently provide overnight emergency care for animals; and

WHEREAS, PRM's Animal Care Services Bureau implemented the Compassion Saves model of saving all healthy and treatable dogs and cats; and

WHEREAS, California State Law Section 1834 of the Civil Code states, "A depository of living animals shall provide the animals with necessary and prompt veterinary care, nutrition and shelter, and treat them kindly. Any depository that fails to perform these duties may be liable for civil damages as provided by law."; and

WHEREAS, in order to maintain the level of care to support the

1 Compassion Saves model and meet State regulatory requirements, PRM is requesting to
2 continue utilizing LBAE for emergency after-hours veterinary services; and

3 WHEREAS, as a result, no useful purpose would be served by advertising
4 for bids and to do so would constitute an idle and useless act and an unnecessary
5 expenditure of public funds;

6 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
7 follows:

8 Section 1. The above recitals are true and correct and are incorporated
9 herein.

10 Section 2. The City Manager is hereby authorized to enter a contract and
11 any amendments thereto with PP-CA LP dba Long Beach Animal Emergency for the
12 emergency after-hours veterinary services in an annual amount of \$250,000, with a 15
13 percent contingency of \$37,500, for a total annual amount not to exceed \$287,500, for a
14 period of two years, with the option to renew for three additional one-year periods, at the
15 discretion of the City Manager.

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

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OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
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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 _____, 20__ by the following vote:

Ayes: Councilmembers: _____

Noes: Councilmembers: _____

Absent: Councilmembers: _____

Recusal(s): Councilmembers: _____

City Clerk