

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

1 RESOLUTION NO. RES-15-0070
2

3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH AUTHORIZING THE CITY
5 MANAGER TO EXECUTE A CONTRACT WITH HOLOGIC,
6 INC., WITHOUT ADVERTISING FOR BIDS, FOR THE
7 PURCHASE OF MOLECULAR DIAGNOSTIC TEST KITS
8 FOR ONE YEAR IN AN AMOUNT NOT TO EXCEED
9 \$250,000 WITH THE OPTION TO EXTEND THE
10 CONTRACT FOR TWO ADDITIONAL ONE-YEAR
11 PERIODS

12
13 WHEREAS, the City's Department of Health and Human Services performs
14 approximately 18,500 Chlamydia tests, 15,000 gonorrhea tests and 200 DNA
15 mycobacteria identification tests each year; and

16 WHEREAS, the technology used by Hologic, Inc. for the Chlamydia and
17 Gonorrhea testing methodology is proprietary and not available from another
18 manufacturer; and

19 WHEREAS, Hologic, Inc. is the only company that produces molecular DNA
20 probe test for the identification of mycobacteria; and

21 WHEREAS, as a result, no useful purpose would be served by advertising
22 for bids for furnishing and delivering these testing kits and to do so would constitute an
23 idle and useless act and an unnecessary expenditure of public funds because Hologic,
24 Inc. is the only corporation, firm or individual that could or would bid for the furnishing of
25 these testing kits to the City;

26 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
27 follows:

28 Section 1. The City Manager is hereby authorized to enter a contract

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1 with Hologic, Inc. for the purchase of testing kits for the Department of Health and Human
2 Services as may be required by the City for a period of one (1) year in an amount not to
3 exceed Two Hundred Fifty Thousand Dollars (\$250,000) annually without advertising for
4 bids. The parties may, by mutual agreement, extend the term for two (2) additional
5 periods of one (1) year each. If the sole source status of Hologic, Inc. changes, City shall
6 publicly bid instead of extending the contract.

7 Section 2. This resolution shall take effect immediately upon its adoption
8 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

9 I hereby certify that the foregoing resolution was adopted by the City
10 Council of the City of Long Beach at its meeting of June 9, 2015
11 by the following vote:

12
13 Ayes: Councilmembers: Gonzalez, Lowenthal, Price, Supernaw,
14 Mungo, Andrews, Uranga, Austin,
15 Richardson.

16
17 Noes: Councilmembers: None.

18
19 Absent: Councilmembers: None.

20
21
22 Poonam Dawi
23 City Clerk