

# CITY OF LONG BEACH

## DEPARTMENT OF PUBLIC WORKS

333 WEST OCEAN BOULEVARD • LONG BEACH, CA 90802 • (562) 570-6383 • FAX (562) 570-6012

October 18, 2016

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

### RECOMMENDATION:

Adopt a Resolution authorizing the City Manager, or designee, to execute a sole source contract with Gordian Group, Inc., of Greenville, SC, to provide Job Order Contracting program and software support, in a total contract amount not to exceed \$800,000, for a period of two years, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)

### DISCUSSION

City Council approval is requested to enter into a contract with the Gordian Group, Inc. (Gordian), to provide Job Order Contracting (JOC) program and software support. Gordian is an established vendor with the City and has had multiple contracts with the City since 2003. The contract with Gordian includes licensing for use of their proprietary system. The JOC system, which utilizes a competitively bid firm-price master contract, is a comprehensive procurement system designed to help public agencies provide routine construction services in a more timely and cost-efficient manner than the traditional design/bid/build method of contracting. The JOC program was temporarily suspended earlier this year while staff worked with the City Auditor to enhance the program. Significant program changes have been made and approval of this recommendation will facilitate Public Works to utilize the JOC program. The proposed Gordian scope of work is consistent with Ordinance Number ORD-16-0008 adopted by the City Council on May 24, 2016.

Gordian provides these services to numerous public agencies throughout Southern California for their JOC programs, including Orange, Riverside, and San Bernardino Counties, the City of Irvine, and the Los Angeles Unified School District.

The Gordian JOC program is a highly specialized and proprietary solution consisting of:

- e-Gordian - web-based JOC applications configured to meet the City's specific needs.
- Construction Task Catalog customized to include the construction tasks required, with task prices based on the local cost of labor, materials and equipment.
- Implementation services and support materials to train City and construction contractor staff to properly utilize the system.
- Ongoing technical maintenance and support services during the term of the contract, including 24/7 toll-free software support.

Gordian is the only company that provides JOC program support that is both comprehensive and highly integrated, and has an established track record. No comparable level of service exists in the market. Therefore, no useful purpose would be served by advertising for bids, and to do so would be deemed an unnecessary use of staff time and resources. The counties of Contra Costa, Fresno, Merced, Sacramento, Santa Barbara, and San Luis Obispo either issued a sole source contract, or only received proposals from Gordian for JOC program and software support services. City Charter Section 1801 requires that 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 when authorized by a Resolution of the City Council.

This matter was reviewed by Deputy City Attorney Linda T. Vu on September 23, 2016 and by Budget Operations Administrator Grace Yoon on September 30, 2016.

TIMING CONSIDERATIONS

City Council action to adopt the attached Resolution and award a contract concurrently is requested on October 18, 2016, to ensure that the contract is in place expeditiously, allowing for the timely delivery of City Capital Improvement Projects that are appropriate for the JOC program.

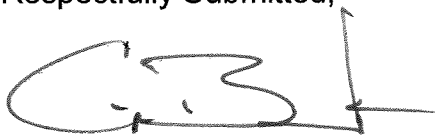
FISCAL IMPACT

The total contract cost will not exceed \$800,000 for a period of two years. The cost for work orders to be completed under each JOC contract, and the associated Gordian fees, will be paid by various projects utilizing the JOC contracts. No appropriation increase is necessary at this time. The local job impact will not be known until each individual JOC project has commenced.

SUGGESTED ACTION:

Approve recommendation.

Respectfully Submitted,



CRAIG A. BECK  
DIRECTOR OF PUBLIC WORKS



JOHN GROSS  
DIRECTOR OF FINANCIAL MANAGEMENT

ATTACHMENT - RESOLUTION

APPROVED:

  
\_\_\_\_\_  
PATRICK H. WEST  
CITY MANAGER

1 RESOLUTION NO.  
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 THE  
6 GORDIAN GROUP, INC., WITHOUT ADVERTISING FOR  
7 BIDS, TO PROVIDE JOB ORDER CONTRACTING  
8 PROGRAM AND SOFTWARE SUPPORT FOR A TOTAL  
9 CONTRACT AMOUNT NOT TO EXCEED \$800,000 FOR A  
10 PERIOD OF TWO YEARS WITH THE OPTION TO RENEW  
11 FOR TWO ADDITIONAL ONE-YEAR PERIODS  
12

13 WHEREAS, the Department of Public Works requires Job Order Contracting  
14 (JOC) program and software support; and

15 WHEREAS, the JOC system, which utilizes a competitively bid firm-price  
16 master contract, is a comprehensive procurement system designed to help public agencies  
17 provide routine construction services in a more timely and cost efficient manner than the  
18 traditional design/bid/build method of contracting; and

19 WHEREAS, the City of Long Beach has contracted with The Gordian Group,  
20 Inc. (Gordian) since 2003 for use of their proprietary JOC system; and

21 WHEREAS, the Gordian JOC program is a highly specialized and proprietary  
22 solution consisting of e-Gordian web-based JOC applications configured to meet the City's  
23 specific needs, Construction Task Catalog customized to include the construction tasks  
24 required, implementation services and support materials to train City and construction  
25 contractor staff to properly utilize the system, and on-going technical maintenance and  
26 support services; and

27 WHEREAS, Gordian is the only company that provides JOC program support  
28 that is both comprehensive and highly integrated and no comparable level of services

1 exists in the market; and

2 WHEREAS, no useful purpose would be served by advertising for bids and  
3 to do so would constitute an idle and useless act and an unnecessary expenditure of public  
4 funds because The Gordian Group, Inc. is the only corporation, firm or individual that could  
5 or would bid to furnish and deliver Job Order Contracting program and software support;

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

8 Section 1. The City Manager is hereby authorized to enter a contract,  
9 without advertising for bids, with The Gordian Group, Inc. for furnishing and delivering Job  
10 Order Contracting program and software support for a period of two (2) years, in a total not  
11 to exceed amount of Eight Hundred Thousand Dollars (\$800,000). The contract may be  
12 extended for two (2) additional one-year periods, at the discretion of the City Manager. If  
13 the sole source status of The Gordian Group, Inc. changes, City shall publicly bid instead  
14 of extending the contract.

15 Section 2. 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 \_\_\_\_\_, 2016  
by the following vote:

Ayes: Councilmembers: \_\_\_\_\_

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\_\_\_\_\_

\_\_\_\_\_

Noes: Councilmembers: \_\_\_\_\_

\_\_\_\_\_

Absent: Councilmembers: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
City Clerk

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